

JOURNAL OF THE SENATE

Wednesday, June 2, 1943

The Senate convened at 10:30 o'clock A. M., pursuant to adjournment on Tuesday, June 1, 1943.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—36.

A quorum present.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal of Tuesday, June 1, 1943, was corrected and as corrected was approved.

REPORTS OF COMMITTEES

Your Committee on Welfare, to whom was referred:

House Bill No. 393:

A bill to be entitled An Act to make unlawful the luring away or taking a minor child from the person to whom care, custody and control has been awarded by the court and providing a penalty and punishment therefor.

Have had the same under consideration and recommend that the same pass, with the following amendments:

Amendment No. 1:

In Section 1, at end of Section change period to semi-colon and insert the following:

"Provided that; the provision of this Act shall not apply to legal action to modify or change the order of court making the award above referred to nor to any court."

Amendment No. 2:

Strike out Section 2 and number the remaining Sections consecutively.

Very respectfully,

J. EDWIN BAKER,

Chairman of Committee.

And House Bill No. 393, contained in the above report, together with Committee Amendments thereto, was placed on the Calendar of Bills on Second Reading.

Your Committee on Labor and Industry, to whom was referred:

Senate Bill No. 653:

A bill to be entitled An Act to extend the Employer's liability for compensation, medical and other benefits under the Florida Workmen's Compensation Law to certain occupational diseases; limiting and defining the diseases covered and extending the jurisdiction of the Florida Industrial Commission to such cases; and providing for the same practice and procedure as is prescribed by the Workmen's Compensation Law for determining the merits of claims for injuries by accident arising out of and in the course of the employment.

Committee Substitute for House Bill No. 27:

A bill to be entitled An Act relating to the Workmen's Compensation Law; amending Section 440.54 of the Florida Statutes, 1941; providing a remedy at common law for minors injured while employed in violation of the Florida Child Labor Law; providing that the employer shall be entitled to all common law defenses; providing the person who may make the election for such employee and providing this Act shall not apply to any employer operating under the provisions of the Workmen's Compensation Law who has

on file a birth or employment certificate showing such minor to be above the minimum age fixed by law for such employment.

Have had the same under consideration, and report same without recommendations.

Very respectfully,

RAYMOND SHELDON,

Chairman of Committee.

And Senate Bill No. 653, contained in the above report, and Committee Substitute for House Bill No. 27 were placed on the Calendar of Bills on Second Reading.

Your Committee on Labor and Industry, to whom was referred:

Committee Substitute for House Bill No. 266:

A bill to be entitled An Act to require the Florida Industrial Commission in the administration of the Florida Unemployment Compensation Law to make available information pertaining to the payment of benefits under said law; making such information a matter of public record; providing that such record may be inspected only during regular office hours; excepting information contained on wage reports submitted by any employer; repealing all laws in conflict herewith to the extent of such conflict and making this Act effective immediately upon its becoming a law.

Have had the same under consideration, and report same without recommendation.

Very respectfully,

RAYMOND SHELDON,

Chairman of Committee.

And Committee Substitute for House Bill No. 266, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Judiciary "B," to whom was referred:

House Concurrent Resolution No. 21:

A Concurrent Resolution urging the president and faculty of the institutions of higher learning, the State Board of Control and State Board of Education to grant credits and degrees, under certain conditions, to students who have gone into the armed services.

Have had the same under consideration, and recommend that the same pass.

Very respectfully,

JOHN E. MATHEWS,

Chairman of Committee.

And House Concurrent Resolution No. 21, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Finance and Taxation, to whom was referred:

House Bill No. 826:

A bill to be entitled An Act making an emergency appropriation to the several counties of the State of Florida; providing for the payment of such funds and the method thereof; defining the duties of State officials relative thereto; providing for the distribution of funds paid under provisions of this Act; providing for the rules of construction applicable to this Act; and providing for the period in which this Act shall be effective.

House Bill No. 869:

A bill to be entitled An Act creating the office of State Budget Director; specifying his powers and duties; providing the method of making the State Budget; repealing certain laws and repealing all laws and parts of laws in conflict herewith.

House Bill No. 968:

A bill to be entitled An Act making it unlawful to manu-

facture, own, keep, possess, sell, rent, lease, let, lend, give away, use or operate any punch board or similar device, except as otherwise herein provided; defining such devices; providing for their seizure and destruction; providing when possession and operation shall be a nuisance; providing liens on buildings and property in or upon which said devices may be possessed, maintained or operated; providing for injunctions restraining operation, removal or possession of the same and prescribing penalties for violations of this Act; providing for the licensing of trade boards and appropriating the revenues therefrom to old age assistance.

Have had the same under consideration, and recommend that the same do not pass.

Very respectfully,

LEROY COLLINS,

Chairman of Committee.

And House Bills Nos. 826, 869 and 968, contained in the above report, were laid on the table.

Your Committee on Finance and Taxation, to whom was referred:

House Bill No. 969:

A bill to be entitled An Act to amend Chapter 20977, Laws of Florida, Acts of 1941, being An Act imposing an annual license tax on, and an additional annual license tax based on the inventory of, retail stores, by amending Section 3 thereof to make the tax on inventory at the rate of \$1.00 for each \$100.00 of inventory or fractional part thereof instead of \$10.00 for each \$1000.00 of inventory or fractional part thereof; and repealing all laws or parts of laws in conflict herewith.

Have had the same under consideration, and recommend that the same does not pass.

Very respectfully,

LEROY COLLINS,

Chairman of Committee.

And House Bill No. 969, contained in the above report, was referred to the Committee on Judiciary "A," under the joint reference.

Your Committee on Engrossed Bills, to whom was referred (with amendments) after Third Reading:

Senate Bill No. 614:

A bill to be entitled An Act amending Section 374.29, Florida Statutes, 1941, prohibiting the taking or the possession of commercial sponges less than six inches in diameter within this State.

Have carefully examined same, and find same correctly engrossed, and return same herewith.

Very respectfully,

K. GRINER,

Chairman of Committee.

And Senate Bill No. 614, contained in the above report, was referred to the Committee on Enrolled Bills.

Your Joint Committee on Enrolled Bills, to whom was referred:

House Bill No. 1015:

A bill to be entitled An Act to abolish the board of Supervisors of Palm City Drainage District in Martin County, Florida, and to place the duties and the administration of the affairs of said district upon the Board of County Commissioners of Martin County, Florida; providing that the Clerk of the Circuit Court of Martin County shall be the Secretary and Treasurer of said District; prescribing additional rights, powers and duties of the proposed new officials of said district and prescribing that such Act shall take effect on January 1st, 1944.

Have examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

S. A. HINELY,

Chairman of the Joint Committee on Enrolled Bills on the part of the Senate.

The Bill contained in the above report was thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on

Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Your Joint Committee on Enrolled Bills, to whom was referred:

Senate Bill No. 672:

A bill to be entitled An Act relating to Public Performing Rights in copyrighted musical compositions and dramatic musical compositions; defining the same; regulating the licensing of same; prescribing filing fees; making provisions for a resident agent in the State; levying a tax on the gross receipts from the licensing of such rights within the State of Florida; providing for the enforcement of this Act; the promulgation of rules and regulations governing the enforcement of this Act; appropriating the proceeds of the tax and fees levied herein; prohibiting radio networks from making certain contracts; allowing combinations of authors, composers and publishers to do business in this State when the right to deal directly with the owner of copyrighted music is preserved to the public; and repealing Sections 543.08, 543.09, 543.16, 543.17, 543.26, 543.28 and 543.34 of Florida Statutes 1941, relating to musical compositions and combinations restricting the use thereof.

Hereby reports that the above Bill has been correctly enrolled and is presented herewith for the signature of the President and Secretary of the Senate.

Very respectfully,

S. A. HINELY,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

The Bill contained in the above report was duly signed by the President and Secretary of the Senate in open session, and was ordered to be transmitted to the House for the signature of the Speaker and Chief Clerk of the House of Representatives.

Your Joint Committee on Enrolled Bills, to whom was referred:

House Bill No. 371:

A bill to be entitled An Act relating to the removal of disabilities of married women, prescribing the jurisdiction of Circuit Courts with reference thereto, providing the procedure therefor, and repealing Sections 62.27 to 62.31, inclusive, Florida Statutes, 1941, and all other laws or parts of laws in conflict with this Act.

House Bill No. 736:

A bill to be entitled An Act to amend Section 412.02 Florida Statutes, 1941, so as to permit recipients of Old Age Assistance to work as agricultural workers during the war, and for six months thereafter, without having such assistance discontinued or reduced, and suspending the operation of all laws in conflict for the duration of said amendment.

House Bill No. 879:

A bill to be entitled An Act relating to the salary and compensation of the Probation Officer of Lee County, Florida, and providing that Section 415.12, Florida Statutes of 1941, shall not apply to said Probation Officer.

House Bill No. 901:

A bill to be entitled An Act relating to the Justices of the Peace and the Justice of the Peace Courts; fixing a yearly compensation for the Justices of the Peace; providing for a Clerk or Stenographer of the Justice of the Peace Court; providing that all fees collected shall be trust money and properly deposited in a public depository and delivered to the General Fund of the counties monthly; providing for a report to the County Commission of all fees collected; providing for this Act to apply in all counties of the State having a population of two hundred sixty thousand (260,000) or more according to the last preceding State or Federal census, whichever may be the later; to repeal all laws in conflict herewith.

House Bill No. 905:

A bill to be entitled An Act relating to the Justices of the Peace and inquests of the dead in all counties of the State having a population of two hundred sixty thousand (260,000) or more according to the last preceding State or Federal

census, whichever may be the later; abolishing Coroner's Juries and abolishing Coroner's Fees in such counties; providing that Justices of the Peace shall hold inquests of the dead and to be deemed Coroner without compensation other than their fixed salary as Justices of the Peace; providing the testimony be reduced to writing without compensation other than fixed per annum salary of the Clerk or Stenographer of the Justice of the Peace; providing for Clerk to be a stenographer; providing for the County Health Officer, the County Physician or any of their assistants or deputies to examine the dead or make an autopsy without fee, compensation or reward other than their fixed salary as such County Health Officer, County Physician, assistant or deputy; to repeal all other laws or parts of laws in conflict herewith; to determine, find and declare that the classification of counties as specified in this Act is reasonably justifiable, and not based solely on population but also upon other facts, considerations and circumstances.

House Bill No. 929:

A bill to be entitled An Act to relieve the Clerks of the Circuit Court of all counties of the State, having a population of not less than 6,500 and not more than 6,600, according to the Federal census of 1940, of all liability on account of duplicate payments made from the Road and Bridge Fund of said counties during the year of 1941.

House Bill No. 994:

A bill to be entitled An Act fixing the annual salary of the Tax Assessor and Tax Collector for all counties having a population of not less than 5,400 or more than 5,500, according to the last Federal census and repealing all laws in conflict herewith.

House Bill No. 1005:

A bill to be entitled An Act for the relief of J. B. Durham and D. C. Pickett on account of personal injuries received by them due to a defective bridge located on the Old Sunbeam Road in Duval County; requiring the Board of County Commissioners of Duval County to investigate such claims and to settle the same by payment out of designated funds in such an amount as they may determine, not to exceed \$700.00.

Have examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

S. A. HINELY,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Bills contained in the above report were thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Your Joint Committee on Enrolled Bills, to whom was referred:

House Bill No. 988:

A bill to be entitled An Act authorizing all counties of the State of Florida, having a population of not less than 8,000 and not more than 8,500 according to the last preceding Federal census, to levy a tax for the establishment of a County Public Health Unit.

House Bill No. 1008:

A bill to be entitled An Act authorizing the Clerk of the Circuit Court of St. Lucie County, Florida, to cancel certain tax certificates owned by the State of Florida, and certain tax certificates owned by St. Lucie County, Florida, on certain lands located in St. Lucie County, Florida, adjacent to the Court House property in Fort Pierce, Florida, and which lands have been acquired by St. Lucie County, Florida, as an addition to the Court House property.

House Bill No. 334:

A bill to be entitled An Act to make unlawful any lewd, lascivious or indecent assault or act upon or in the presence of a child and providing punishment therefor.

House Bill No. 904:

A bill to be entitled An Act to amend the Miami Sewer Revenue Bond Act, being House Bill No. 333, passed and adopted by the Legislature of the State of Florida at its 1943 Regular Session, and entitled: "An Act authorizing the City of Miami, Florida, to construct and to improve, extend, enlarge, reconstruct, maintain, equip, repair and operate a sewage disposal system or systems, either within or without or partly within and partly without the territorial boundaries of the city, and to construct other sewer improvements within the city; prescribing the powers and duties of the City Commission and of the Water and Sewer Board of said city in connection with such construction and the financing thereof; providing for the issuance of revenue bonds of the city, payable solely from revenues, to pay the cost of all or part of such construction; providing that no debt of the city shall be incurred in the exercise of any of the powers granted by this Act; providing for the execution of a trust agreement to secure the payment of such revenue bonds without mortgaging or encumbering any such system; providing for the imposition and collection of rates, fees and charges for the services and facilities rendered by any such sewage disposal system, and for the application of such revenues; authorizing the pledge of surplus water revenues; authorizing the issuance of sewer revenue refunding bonds and of water and sewer revenue bonds; and exempting all such revenue bonds and also the waterworks system and the sewer system, including such sewage disposal systems, from taxation," by inserting a new Section providing for the collection of special assessments levied under the provisions of said Act upon premises not connected with the waterworks system of the city and benefited by the construction of sewer improvements other than a sewage disposal system, and for the collection of charges for the services and facilities furnished by a sewage disposal system to such premises.

Have examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

S. A. HINELY,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Bills contained in the above report were thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Your Joint Committee on Enrolled Bills, to whom was referred:

House Bill No. 832:

A bill to be entitled An Act declaring it to be a proper county and city governmental purpose, within counties of the State of Florida having not less than ninety-one thousand nor more than one hundred thousand inhabitants by the last Federal census, for such counties to levy and collect a tax of one (1) mill on the dollar on all (except intangible) taxable property within the county for use in economic planning and pursuits and other objects and purposes as provided in the Act; for such counties to return a percentage of such tax collections to the incorporated municipalities of the county; providing for the levy and collection of such tax; providing how the funds deriving from such tax shall be administered, apportioned, distributed and expanded; providing that the Act shall not be operative nor effective unless and until approved by a majority vote of the qualified electors of the county; providing for commitment by the county to levy and collect such tax for a period longer than one (1) year, but not to exceed ten (10) years, if approved by the freeholders in the county who are qualified electors as provided; providing for approving and for freeholder elections; and repealing and retaining certain laws.

House Bill No. 833:

A bill to be entitled An Act relating to the dissolution of Lake Largo-Cross Bayou Drainage District of Pinellas County, Florida, providing for the continuance of maintenance and the enlargement of the drains of said district; the liquidation of its indebtedness and disposition of its assets; the imposing of certain rights and duties upon the Board of

County Commissioners of said county in relation thereto, including the optional method of levying a county tax for the purpose of liquidating said district; providing the procedure for dissolution and placing a limitation in which claims shall be brought against the district and repealing all laws in conflict herewith.

House Bill No. 834:

A bill to be entitled An Act relating to the dissolution of Pinellas Park Drainage District of Pinellas County, Florida, providing for the continuance of maintenance and the enlargement of the drains of said district; the liquidation of its indebtedness and disposition of its assets; the imposing of certain rights and duties upon the Board of County Commissioners of said county in relation thereto, including the optional method of levying a county tax for the purpose of liquidating said district; providing the procedure for dissolution and placing a limitation in which claims shall be brought against the district and repealing all laws in conflict therewith.

House Bill No. 841:

A bill to be entitled An Act relating to an airport and landing field in Brevard County; and to authorize and empower the municipalities of Titusville and Cocoa of said county, the Board of County Commissioners, as to the two most northern County Commissioners' Districts of said county, and Special Road and Bridge Districts Nos. 5, 6, 7 and 8 of said county to sponsor and participate in the acquisition, establishment, construction, maintenance, leasing and operation of an airport and landing field and approaches thereto and to use and share in the use of all the powers, rights and privileges conferred upon the several counties and municipalities of the State of Florida under the provisions of the County Airports Act, being Chapter 17708, Acts of 1937, Laws of Florida, and under the provisions of Chapter 20861 Laws of Florida, Acts of 1941, or any other General Law thereto enabling, and to validate all Acts of said cities relating to such airport.

House Bill No. 862:

A bill to be entitled An Act validating and approving the establishment and operation by the City of Avon Park in Highlands County, Florida, of its Municipal Bus System in said city and its adjacent suburban territory, including the operation of said Municipal Bus System between said city and the bombing range headquarters, located in Polk County, Florida, and a few miles to the northeast of said city, and authorizing and regulating the operation of said Municipal Bus System in the future.

House Bill No. 871:

A bill to be entitled An Act to fix and provide for the compensation of members of the Board of County Commissioners in all counties of the State of Florida having a population of not less than 2,998 and not more than 3,006 according to the Federal census of 1940.

House Bill No. 875:

A bill to be entitled An Act relating to the compensation of the Board of Public Instruction in all counties of the State of Florida having a population of not less than 27,000 and not more than 27,500 according to the Federal census of Florida for 1940.

House Bill No. 876:

A bill to be entitled An Act to validate, ratify and confirm all proceedings had or taken in connection with the creation and organization of Special Road and Bridge District Number Fifteen, Brevard County, Florida; and to authorize the levy and collection of a special road and bridge tax upon the taxable property within said Special Road and Bridge District.

House Bill No. 947:

A bill to be entitled An Act to repeal Chapter 17512, Special Laws of Florida, Acts of A. D. 1935, same being "An Act to provide for an open and closed season in which it shall be unlawful to take and kill certain wild game birds and wild game animals in Citrus County, Florida, and to provide a penalty for the violation of this Act."

Have carefully examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith

present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

S. A. HINELY,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Bills contained in the above report were thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Your Joint Committee on Enrolled Bills, to whom was referred:

Senate Memorial No. 4:

Memorializing the death of the Honorable George F. Westbrook.

Senate Memorial No. 5:

Memorializing and petitioning the office of Price Administration that the "Ceiling Price" on the season's crop of Irish potatoes be not reduced but be continued, comparable with prices fixed on other vegetable food products, etc.

Senate Bill No. 175:

A bill to be entitled An Act for the relief of E. H. Bethea for personal injuries received while employed as a mechanic's helper by the State Road Department of the State of Florida; providing for the payment by the State Road Department of the State of Florida of Compensation for such personal injuries to E. H. Bethea.

Senate Bill No. 355:

A bill to be entitled An Act cancelling all taxes and tax liens in Caloosahatchee Improvement District assessed against lands of the District which have not been sold by the tax collectors of the various counties within the District and against any lands upon which no Caloosahatchee Improvement District Tax Sale Certificate is now outstanding, and preserving as they now exist all outstanding tax sale certificates of the District, and preserving all omitted taxes on lands described in outstanding tax sale certificates of the District.

Senate Bill No. 382:

A bill to be entitled An Act relating to statements of account rendered by banks or trust companies to depositors; prescribing that such statements shall be conclusively presumed correct unless written objection is made by the depositor within three years; defining the term rendered from which the three year period shall commence to run; authorizing banks and trust companies to destroy statements of account and debit vouchers of depositors who fail to demand them within three years.

Senate Bill No. 383:

A bill to be entitled An Act for the relief of Carl Johns, of Starke, Bradford County, Florida and providing for the payment of certain grocery accounts due him by certain employees of the State Road Department of Florida, from funds of said State Road Department.

Senate Bill No. 402:

A bill to be entitled An Act amending Chapter 28.06 of the Florida Statutes, 1941, empowering the Clerk of the Circuit Court to appoint a deputy or deputies, fixing the Clerk's liability for acts of deputies, and fixing powers of said deputies.

Senate Bill No. 411:

A bill to be entitled An Act to amend Paragraph or Section 653.03 of Florida Statutes of 1941 in reference to limit of indebtedness that may be incurred by any bank or banking company incorporated under the laws of the State of Florida so as to authorize such bank or banking company to borrow money in excess of its capital stock provided that such excess borrowed shall be secured by government bonds.

Senate Bill No. 464:

A bill to be entitled An Act regulating the sale of used watches in order to prevent fraud and deception in the sale thereof, defining used watches, providing for certain records

to be kept in connection with the sale thereof and providing penalties for the violation of any of the provisions of this Act.

Senate Bill No. 471:

A bill to be entitled An Act to authorize and empower the City of Jacksonville to make appropriations and donations to the Jacksonville Junior College.

Senate Bill No. 503:

A bill to be entitled An Act amending Section 200.08 Florida Statutes, 1941, relating to the return to the Tax Assessor of tangible personal property for the purpose of taxation, by providing that certain classes of property may be returned according to its replacement or use value, and eliminating the oath in verification of the return as respects such property.

Senate Bill No. 505:

A bill to be entitled An Act cancelling certain State and county tax certificates and taxes and certain city taxes of the City of Jacksonville, Florida, against certain parcels of land in Duval County, Florida, and owned by Duval County and used for County Prison Farm purposes.

Senate Bill No. 524:

A bill to be entitled An Act to amend Chapter 14678 of the Acts of 1931, and Chapter 16884 of the Acts of 1935, relating to the allowance of full expenditure of all monies appropriated to the use of the Duval County School Board.

School Bill No. 577:

A bill to be entitled An Act making it unlawful for any foreign Insurance Company to write a policy on the life of a person in the State unless the sale is written or delivered through a licensed Florida agency or agency having territory in Florida.

Senate Bill No. 586:

A bill to be entitled An Act to provide for the planning, designation, establishment, use, regulation, alteration, improvement, maintenance, and vacation of limited access facilities; defining limited access facilities as highways or streets designed for through traffic, and over, from or to which owners or occupants of abutting land or other persons have no right or easement or only a limited right or easement of access, light, air, or view by reason of the fact that their property abuts upon such limited access facility or for any other reason, such highways or streets may be parkways, from which trucks, buses, and other commercial vehicles shall be excluded, or they may be freeways open to use by all customary forms of street and highway traffic; the acquisition of lands required therefor, the restriction of intersections and control of approaches to public highways or streets; the establishment of local service road; the prohibition of certain Acts thereon and provision for penalties therefor; and for other purposes.

Senate Bill No. 587:

A bill to be entitled An Act authorizing the State Road Department of Florida to aid and assist the United States of America, the Public Roads Administration of the United States, and any other agency or department of the Federal Government in the construction and maintenance of roads and bridges necessary to provide access to military and naval reservations, to defense industries and defense industry sites, and to sources of raw materials, and for replacing existing highways and highway connections shut off from general public use at military and naval reservations and defense industry sites, and for the construction and maintenance of strategic network highways, and for the construction of flight strips, and prescribing the powers, duties and authority of the State Road Department in connection therewith.

Senate Bill No. 568:

A bill to be entitled An Act to amend Section 193.65 of the Florida Statutes, 1941, as amended by Chapter 20936, Acts 1941, relating to the commissions of Assessors of Taxes and Tax Collectors.

Hereby reports that the above bills have been correctly

enrolled and are presented herewith for the signature of the President and Secretary of the Senate.

Very respectfully,

S. A. HINELY,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

The Memorials and Bills contained in the above report were duly signed by the President and Secretary of the Senate in open session, and ordered to be transmitted to the House for the signature of the Speaker and Chief Clerk of the House of Representatives.

Your Joint Committee on Enrolled Bills, to whom was referred:

Senate Bill No. 85:

A bill to be entitled An Act authorizing and directing the Secretary of State of Florida, or other State Official or Agency of the State, having charge of any of the publications named in said Act, to furnish without expense to the Library of Congress in Washington, D. C., certain copies of the Acts of the Legislature of Florida for the year 1941 and subsequent years; certain copies of the Journals of the Legislature of Florida for the session of 1941 and subsequent sessions; certain volumes of the Reports of the Supreme Court of Florida beginning with the current volume and continuing as other volumes are issued; certain volumes of the reported Opinions of the Attorney General beginning with the current volume and continuing as other volumes are issued; and copies of each report, study map or other publication issued during 1941 or subsequent years by any Official, Board or Institution of the State of Florida, where such report, study, map or other publication is available for public distribution.

Senate Bill No. 117:

A bill to be entitled An Act for the relief of Peninsular Realty Investment Company directing and requiring the State of Florida and the County of Collier to refund and repay the money received by each from the sale of certain void tax certificates.

Senate Bill No. 488:

A bill to be entitled An Act authorizing the Sheriffs and Clerks of the Court of the several counties of the State of Florida to pay into the Fine and Forfeiture Fund of the respective counties annually hereafter any or all unclaimed bond moneys and evidence moneys and to provide limitation of the time for making claims therefor.

Senate Bill No. 542:

A bill to be entitled An Act to amend Sections 1 and 6 of Chapter 20215, Laws of Florida, Acts of 1941, entitled: "An Act to regulate the manufacture, sale, distribution, use and possession of explosives; to require licenses to manufacture, deal in, and possess explosives; and fees for such licenses; providing for the appointment of a licensing authority, and prescribing its powers and duties; requiring reports and records from the manufacturers and dealers in explosives; prohibiting the distribution of explosives to unlicensed persons; providing for the revocation of licenses; providing for an appeal from the decisions of the licensing authority; prescribing penalties for violations of this Act; authorizing the licensing authority to prescribe the rules and regulations under this Act; and repealing Acts and parts of Acts inconsistent with this Act."

Hereby reports that the above bills have been correctly enrolled and are presented herewith for the signature of the President and Secretary of the Senate.

Very respectfully,

S. A. HINELY,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

The Bills contained in the above report were duly signed by the President and Secretary of the Senate in open session and ordered to be transmitted to the House for the signature of the Speaker and Chief Clerk of the House of Representatives.

VETO MESSAGES

Senator Lewis moved that the rules be waived and the Senate take up and consider Senate Bill No. 267 (1943 Ses-

sion), together with the Governor's objections thereto, out of its order, at this time.

Which was agreed to by a two-thirds vote.

Senate Bill No. 267 (1943 Session):

A bill to be entitled An Act adopting a comparative negligence rule for negligence actions.

Was taken up and read by title, together with the following objections thereto of the Honorable Spessard L. Holland, Governor of Florida:

State of Florida
EXECUTIVE DEPARTMENT
Tallahassee

June 1, 1943.

Honorable Philip D. Beall,
President of the Senate,
Tallahassee, Florida.

Sir:

I return herewith Senate Bill No. 267, which originated in your Honorable Body, from which I am constrained to withhold my approval for the following reasons, viz:

1. This Bill would abolish the common law defense of contributory negligence in all cases of damage to person or property growing out of the negligence of the defendant, substituting the comparative negligence rule. The Bill is not limited in its effect to activities which are extra-hazardous. It applies to all cases based on negligence and it seems to me to be particularly unsound where the parties are on equal footing. It would give the plaintiff the absolute right to recover something, though negligent himself, unless his negligence is found to be the sole cause of the injuries. So far as I have been able to discover the Bill in its far-reaching scope is without a counterpart anywhere in the United States, except in one other State. In most States, where it has been invoked at all, the rule of comparative negligence has been properly confined to cases where parties are not on equal footing, to extra-hazardous activities and to cases where the plaintiff is less at fault than the defendant, but not so under the sweeping terms of this Bill. I think it is unwise to replace so completely a rule on which our experience has been built and under which generally satisfactory results have been attained.

2. The Bill would in my judgment unduly increase litigation. Because of the relaxation of the rules applicable to the degree of care now required of plaintiffs in negligence actions under the prevailing contributory negligence rule, it is my considered judgment that the adoption of the comparative negligence rule would stimulate the bringing of ill-founded claims and invite litigation over alleged causes of action in cases where the relative negligence of the plaintiff and defendant would not otherwise justify the hope of recovery.

3. The Bill would unquestionably result in a large increase in payments charged by insurance companies for the issuance of indemnity and liability insurance. That such a result is anticipated by business of all types throughout the State is evidenced by the flood of objections to the Bill which have been presented on this ground.

I, therefore, veto the Bill.

Respectfully submitted,

SPESSARD L. HOLLAND,

Governor.

The President put the question: "Shall the bill pass, the Governor's objections to the contrary notwithstanding?"

Upon the passage of Senate Bill No. 267 (1943 Session) the roll was called and the vote was:

Yeas—Mr. President; Senators Barringer, Beacham, Brewton, Davis, Graham, Hinely, Housholder, Lewis, Maddox, Maines, Mathews, McKenzie, Sheldon, Shuler, Sturgis, Taylor, Upchurch—18.

Nays—Senators Adams, Baker, Black, Clarke, Cliett, Coleman, Collins, Franklin, Griner, Johnson, King, Lindler, McArthur, Perdue, Rose, Shands, Wilson—17.

So Senate Bill No. 267 (1943 Session) failed to pass by the required Constitutional two-thirds vote of all members present, the Governor's objections to the contrary notwithstanding.

Senator Collins moved that a committee be appointed to escort Lieutenant Rainey Cawthon, of the U. S. Air Transport Command, to a seat on the rostrum.

Which was agreed to.

The President appointed Senators Collins, Mathews and Upchurch as the committee.

Senator Beacham moved that the rules be waived and the Senate take up and consider Senate Bill No. 183 (1943 Session), together with the Governor's objections thereto, out of its order, at this time.

Which was agreed to by a two-thirds vote.

Senate Bill No. 183 (1943 Session):

A bill to be entitled An Act relating to public performing rights in copyrighted musical compositions and dramatico-musical compositions; defining the same; regulating licensing of same; prescribing filing fees; making provisions for a resident agent in the State; levying a tax on the gross receipts from the licensing of such rights within the State of Florida; providing for the enforcement of this Act; the promulgation of rules and regulations governing the enforcement of this Act; appropriating the proceeds of the tax and fees levied herein, and repealing certain laws in conflict herewith.

Was taken up and read by title, together with the following objections thereto of the Honorable Spessard L. Holland, Governor of Florida:

State of Florida
EXECUTIVE DEPARTMENT
Tallahassee

May 3, 1943.

Honorable Philip D. Beall,
President of the Senate,
Tallahassee, Florida.

Sir:

I return herewith Senate Bill 183 originating in your Honorable Body from which I have been requested by Honorable John R. Beacham, its introducer, to withhold my approval for the following reason:

This bill would have the effect of nullifying Section 1 of Chapter 17807, Acts of 1937, regarded as salutary legislation, and of depriving a considerable portion of the commercial users of musical compositions in this State of the fruits of the successful litigation conducted by the State of Florida to prevent the monopolistic practices condemned by said Section as sustained by the Supreme Court of the United States. Senator Beacham is particularly anxious that this result be not accomplished.

It is my understanding that the veto of this measure will permit of the accomplishing all of the good results intended by the measure without the harmful effect recited above under a substitute bill which is being worked out by Senator Beacham in conjunction with the Florida users affected.

I therefore, by request, veto Senate Bill 183.

Respectfully,

SPESSARD L. HOLLAND,
Governor.

The President put the question: "Shall the bill pass, the Governor's objections to the contrary notwithstanding?"

Upon the passage of Senate Bill No. 183 (1943 Session) the roll was called and the vote was:

Yeas—None.

Nays—Mr President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Householder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—35.

So Senate Bill No. 183 (1943 Session) failed to pass over the Governor's veto.

Senator Beacham moved that House Bill No. 824 be withdrawn from the Committee on Public Health and placed on the Calendar of Bills on Second Reading.

Which was agreed to and it was so ordered.

Senator Beacham moved that the rules be waived and the Senate take up and consider House Bill No. 824, out of its order, at this time.

Which was agreed to by a two-thirds vote.

House Bill No. 824:

A bill to be entitled An Act to fix criminal jurisdiction of Justice of the Peace Courts in certain misdemeanor cases in counties where such Justice of the Peace Courts in counties

having a Criminal Court of Record in their respective districts are located at a distance of forty or more miles from the county seat of such counties.

Was taken up.

Senator Beacham moved that the rules be further waived and House Bill No. 824 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 824 was read the second time by title only.

Senator Beacham moved that the rules be further waived and House Bill No. 824 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 824 was read the third time in full.

Upon the passage of House Bill No. 824 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—36.

Nays—None.

So House Bill No. 824 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Sturgis moved that House Bill No. 970, reported unfavorably by the Committees on Insurance and Finance and Taxation, be placed on the Calendar of Bills on Second Reading.

Upon which a roll call was demanded.

The roll was called on the motion made by Senator Sturgis and the vote was:

Yeas—Mr. President; Senators Black, Brewton, Cliett, Davis, Franklin, Graham, Griner, Hinely, Johnson, Lewis, Maddox, Maines, Perdue, Sheldon, Shuler, Sturgis, Upchurch—18.

Nays—Senators Adams, Baker, Barringer, Beacham, Clarke, Coleman, Collins, Housholder, King, Lindler, Mathews, McArthur, McKenzie, Shands, Taylor, Wilson—16.

So House Bill No. 970 was placed on the Calendar of Bills on Second Reading.

INTRODUCTION OF RESOLUTIONS

By Senators Sheldon and Beall—

Senate Resolution No. 17:

WHEREAS, the State of Florida is vitally interested in keeping pace with the development of air transportation in the United States of America, and

WHEREAS, there is a growing need for additional air service between Florida and the Eastern Seaboard as well as the Northwestern portion of the United States, and

WHEREAS, it is the sense of this body that today is the time for planning and laying the lines for the obtaining of such facilities,

NOW THEREFORE, BE IT RESOLVED, that the Senate of the State of Florida, go on record as being in favor of and urging the Civil Aeronautics Board to see that such increased facilities are afforded so that the peoples of the Eastern Seaboard and the Northeastern portion of these United States are afforded easy access to and greater facilities in reaching the State of Florida.

BE IT FURTHER RESOLVED, that the Senate of the State of Florida instruct the Secretary of State under the great seal of the State of Florida to send a copy of this Resolution to the Civil Aeronautics Board at Washington, D. C.

Which was read the first time in full.

The question was put on the adoption of the Resolution.

Which was agreed to and Senate Resolution No. 17 was adopted.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senator Sheldon—

Senate Bill No. 741:

A bill to be entitled An Act to amend Sections 10 and 11 of Chapter 21590, Special Acts of Florida of 1941, being An Act relating to pensions for members of the Police and Fire Departments of the City of Tampa, Florida.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 741 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Sheldon moved that the rules be waived and Senate Bill No. 741 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 741 was read the second time by title only.

Senator Sheldon moved that the rules be further waived and Senate Bill No. 741 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 741 was read the third time in full.

Upon the passage of Senate Bill No. 741 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—36.

Nays—None.

So Senate Bill No. 741 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Johnson—

Senate Bill No. 742:

A bill to be entitled An Act validating and confirming a certain contract entered into between the City of Inverness, Florida, and the Crummer Company, a Delaware corporation, under date of April 20, 1943; and providing that the parties thereto shall be authorized to do all acts and things necessary under such contract to completely effectuate the refunding of the indebtedness of the City of Inverness, Florida.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 742 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Johnson moved that the rules be waived and Senate Bill No. 742 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 742 was read the second time by title only.

Senator Johnson moved that the rules be further waived and Senate Bill No. 742 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 742 was read the third time in full.

Upon the passage of Senate Bill No. 742 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—36.

Nays—None.

So Senate Bill No. 742 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Coleman—

Senate Bill No. 743:

A bill to be entitled An Act authorizing and empowering the City Board of Managers of the City of Ormond, Florida, to compromise and adjust past due and unpaid municipal taxes owned by said city against real estate, whether represented by tax certificates or otherwise, that are more than two years past due and to compromise and adjust unpaid municipal special assessments for public improvements levied prior to the year 1935, and to relieve and discharge the real property subject to such taxes and special assessments, from the lien thereof.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 743 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Coleman moved that the rules be waived and Senate Bill No. 743 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 743 was read the second time by title only.

Senator Coleman moved that the rules be further waived and Senate Bill No. 743 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 743 was read the third time in full.

Upon the passage of Senate Bill No. 743 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cllett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—36.

Nays—None.

So Senate Bill No. 743 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
May 31, 1943.

Hon. Philip D. Beall,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed, with amendment:

By Senator Graham—
Senate Bill No. 404:

A bill to be entitled An Act dispensing with oaths on tax returns and applications for tax exemptions, licenses and permits, and declaring that any untrue statement made in connection therewith shall be a misdemeanor, and providing for penalty therefor.

Which amendment reads as follows:

Strike out all of Section 2 and insert the following in lieu thereof:

"Section 2. Whosoever makes or subscribes a tax return or application for tax exemption, license or permit, knowing or having reason to know that same is false as to any material matter therein, shall be guilty of a misdemeanor, and upon conviction shall be punished as provided by law."

And respectfully requests the concurrence of the Senate therein.

Respectfully,

WALTER P. FULLER,
Chief Clerk House of Representatives.

And Senate Bill No. 404, contained in the above Message, was read by title, together with the House Amendment thereto.

Senator Graham moved that the Senate do concur in the House Amendment to Senate Bill No. 404.

Which was agreed to and the Senate concurred in the House Amendment to Senate Bill No. 404.

And Senate Bill No. 404, as amended, was referred to the Committee on Engrossed Bills, and the action of the Senate was ordered certified to the House of Representatives.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
June 2, 1943.

Hon. Philip D. Beall,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed with amendments:

By Senator Upchurch—

Senate Bill No. 626:

A bill to be entitled An Act to prohibit emigrant agents from plying their vocation within this State without first obtaining a license therefor; and for other purposes.

Which amendments read as follows:

Amendment No. 1:

In Section 2, line 9, of the bill, strike out the period and insert the following in lieu thereof: ";provided, however, that the provisions of this Act shall not apply to the United States Employment Service, the War Manpower Commission, the Florida State Employment Service, or any State or Federal agency engaged in recruiting or referring laborers for employment beyond the limits of this State.

Amendment No. 2:

In Section 6, of the bill, strike out all of Section, and insert the following in lieu thereof:

"Section 6. Sections 205.39 and 448.02, Florida Statutes 1941 and all laws in conflict herewith are hereby repealed."

Amendment No. 3:

In Title of the bill, strike out the entire title and insert the following in lieu thereof:

"An Act to license emigrant agents; defining emigrant agents, prohibiting emigrant agents from plying their vocation within this state without first obtaining a license therefor; excepting the United States Employment Service, the War Manpower Commission, the Florida State Employment Service or any State or Federal agency engaged in recruiting or referring labor from the operation hereof; repealing Sections 205.39 and 448.02, Florida Statutes, 1941, and all laws in conflict herewith and making this Act effective upon its becoming a law."

And respectfully requests the concurrence of the Senate therein.

Respectfully,

WALTER P. FULLER,
Chief Clerk House of Representatives.

And Senate Bill No. 626, contained in the above Message, was read by title, together with House Amendments thereto.

Senator Upchurch moved that the Senate do concur in House Amendment No. 1 to Senate Bill No. 626.

Which was agreed to and the Senate concurred in House Amendment No. 1 to Senate Bill No. 626.

Senator Upchurch moved that the Senate do concur in House Amendment No. 2 to Senate Bill No. 626.

Which was agreed to and the Senate concurred in House Amendment No. 2 to Senate Bill No. 626.

Senator Upchurch moved that the Senate do concur in House Amendment No. 3 to Senate Bill No. 626.

Which was agreed to and the Senate concurred in House Amendment No. 3 to Senate Bill No. 626.

And Senate Bill No. 626, as amended, was referred to the Committee on Engrossed Bills, and the action of the Senate was ordered certified to the House of Representatives.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
June 2, 1943.

Hon. Philip D. Beall,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

By Senator Coleman—
Senate Bill No. 728:

A bill to be entitled An Act relating to Halifax Drainage District, a Drainage District organized and existing under the General Laws of Florida of Volusia County, Florida, and its corporate powers and authorities amended and extended under the provisions of the General Laws of Florida relating

to Drainage Districts; to abolish the Board of Supervisors of the Halifax Drainage District, and to provide for the discharge of their duties and obligations by the Board of County Commissioners of Volusia County, Florida, and constituting said Board of County Commissioners of Volusia County, Florida, ex-officio the Board of Supervisors of said Drainage District, the County Attorney of Volusia County, Florida, the Clerk of the Circuit Court of Volusia County, Florida, and providing for an accounting and settlement between such Board of Supervisors of the Halifax Drainage District and such Board of County Commissioners; qualifying the members of the Board of County Commissioners who are not land owners in the district to assume the powers, duties, obligations and property rights of the district; terminate the terms of employment of the Secretary, Treasurer and Attorney or Attorneys of the district; repealing all laws and parts of laws in conflict herewith; fixing effective date; and providing for a referendum election by the qualified electors of said district to determine whether or not this Act shall be approved or disapproved.

Respectfully,

WALTER P. FULLER,
Chief Clerk House of Representatives.

And Senate Bill No. 728, contained in the above Message, was referred to the Committee on Enrolled Bills.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
June 2, 1943.

Hon. Philip D. Beall,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

By Senator Brewton—
Senate Bill No. 726:

A bill to be entitled An Act to cancel all delinquent or unpaid taxes assessed for municipal purposes against lands formerly within the corporate limits of the City of Lake Jovita, Florida, or formerly within the corporate limits of the City of San Antonio, Florida, successor to said City of Lake Jovita, and which said lands have been by the Legislature of the State of Florida excluded from the corporate limits of said cities or either of them since the dates on which said assessments were made.

Proof of Publication attached.

By Senator Coleman—
Senate Bill No. 727:

A bill to be entitled An Act relating to New Smyrna-DeLand Drainage District, a Drainage District organized and existing under the General Laws of Florida under the original name of Lake Ashby Drainage District of Volusia County, Florida, and the name of which was changed to New Smyrna-DeLand Drainage District and its corporate powers and authorities amended and extended under the provisions of Chapter No. 10939, Laws of Florida, Acts of 1925, Chapter No. 10941, Laws of Florida, Acts of 1925, Chapter 13708, Laws of Florida, Acts of 1929, and Chapter No. 13709, Laws of Florida, Acts of 1929; to abolish the Board of Supervisors of the New Smyrna-DeLand Drainage District, and to provide for the discharge of their duties and obligations by the Board of County Commissioners of Volusia County, Florida, and constituting said Board of County Commissioners of Volusia County, Florida, ex-officio the Board of Supervisors of said Drainage District, the County Attorney of Volusia County, Florida, the Clerk of the Circuit Court of Volusia County, Florida, and providing for an accounting and settlement between such Board of Supervisors of the New Smyrna-DeLand Drainage District and such Board of County Commissioners; qualifying the members of the Board of County Commissioners who are not land owners in the district to assume the powers, duties, obligations and property rights of the district; terminate the terms of employment of the Secretary, Treasurer and Attorney or Attorneys of the district; repealing all laws and parts of laws in conflict herewith: fixing effective date, and providing for a referendum election by the qualified electors of said district to determine whether or not this Act shall be approved or disapproved.

Respectfully,

WALTER P. FULLER,
Chief Clerk House of Representatives.

And Senate Bills Nos. 726 and 727, contained in the above Message, were referred to the Committee on Enrolled Bills.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
June 2, 1943.

Hon. Philip D. Beall,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

By Senator Sheldon—
Senate Bill No. 693:

A bill to be entitled An Act providing for the cancellation of all penalties, interests and costs levied and assessed and imposed upon any real estate situated within the limits of the Southwest Tampa Drainage District, also known as the Interbay Drainage District for drainage assessments in Hillsborough County, Florida, prescribing certain duties in connection therewith of the supervisors of such district and their successors in office and prescribing the conditions by which such penalties, interests and costs shall be cancelled.

Proof of Publication attached.

By Senator Beacham—
Senate Bill No. 697:

A bill to be entitled An Act to amend certain sections of Chapter 16759, Special Laws of Florida, Acts of 1933, relating to the West Palm Beach Pension and Relief Fund, entitled; "An Act to create and establish a Taxing District to be known as the District of West Palm Beach in Palm Beach County, Florida; to legalize and validate the ordinances of the former City of West Palm Beach in Palm Beach County, Florida, so far as the same apply to the subject matter of this Act and the official Acts thereunder and to adopt the same as the ordinances of the Taxing District of West Palm Beach in Palm Beach County, Florida; to prescribe the time within which suits can be brought against the said District and for Notice thereof; to fix and provide the territorial limits, jurisdiction and powers of the said District and the jurisdiction and powers of its officers and to provide for a referendum."

Proof of Publication attached.

By Senator Mathews—
Senate Bill No. 667:

A bill to be entitled An Act affecting Duval County, Florida, and directing and requiring the Clerk of the Circuit Court of said County to accept a sum certain as a compromise settlement of the amount due on tax sale certificates, including all omitted taxes covered by said certificates, which certificates are designated as follows: No. 5092 of the sale of 1936; Nos. 4354 to 4425, both inclusive, of the sale of 1938; and Nos. 9215, 9216, 9219, 9221, 9222, 9265, 9272, 9273, 11592, 11593, 11596, 11598 to 11602, both inclusive; 11758, and 11762, of the sale of 1942, all of which are held by the State of Florida for taxes levied and assessed against a public toll road situated in said County, known as "Heckscher Drive."

Proof of Publication attached.

Respectfully,

WALTER P. FULLER,
Chief Clerk House of Representatives.

And Senate Bills Nos. 693, 697 and 667, contained in the above Message, were referred to the Committee on Enrolled Bills.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
June 2, 1943.

Hon. Philip D. Beall,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

By Senator Beacham—
Senate Bill No. 709:

A bill to be entitled An Act relating to the Broward County

Port District of Broward County, Florida, to amend Chapter 17506, Laws of Florida, Acts of 1935, entitled "An Act to abolish the Broward County Port District, situated in Broward County, Florida, created and established by Chapter 15107, of the Acts of the Legislature of the State of Florida, approved June 3rd, A. D. 1931; to repeal said Chapter 15107, and to create, establish and organize a Port District in the County of Broward, State of Florida, to be known and designated as the Broward County Port District; to define its territorial boundaries and to provide for its government, jurisdiction, powers, franchises and privileges; providing for the amendment of Section 19 of Article IX of said Act to provide that the Broward County Port Authority shall have in addition to powers already given, the power to license stevedores as independent contractors for hire and to fix the terms and conditions of such licenses and determine the fees to be charged for such licenses, and providing for the termination of such licenses upon the expiration of the term of office of the Port Commissioners issuing same; repealing Sections 307.01, 307.02, 313.02, 313.03, 313.04, and 313.05, Florida Statutes, 1941, insofar as they apply to Port Everglades, Florida; making provision for part of the Act being declared unconstitutional; repealing laws and parts of laws in conflict with this Act; and providing when this Act shall take effect.

Proof of Publication attached.

By Senator Adams—

Senate Bill No. 701:

A bill to be entitled An Act authorizing and directing the Board of County Commissioners of Gulf County, Florida, to call and hold an election for the approval or rejection of a proposed plan or plans to re-district County Commissioners Districts of said county, upon the filing of a petition signed by a majority of the qualified electors of said county accompanied by a plan for re-districting the County Commissioners Districts of said county; providing for alternate plans for such re-districting; authorizing the changing of numbers and boundaries of Election and Registration Districts to conform to new County Commissioners Districts; the recording of such new Commission, Election and Registration District; and certifying the same to the Secretary of State of the State of Florida.

Proof of Publication attached.

Respectfully,

WALTER P. FULLER,

Chief Clerk House of Representatives.

And Senate Bills Nos. 709 and 701, contained in the above Message, were referred to the Committee on Enrolled Bills.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
June 2, 1943.

Hon. Philip D. Beall,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

By Senator Beall—

Senate Bill No. 707:

A bill to be entitled An Act relating to and affecting the Civil Service of the City of Pensacola.

Proof of Publication attached.

By Senator Sheldon—

Senate Bill No. 437:

A bill to be entitled An Act creating a purchasing department for the City of Tampa; providing for the appointment of a Purchasing Agent; prescribing his powers and duties and the manner in which purchases and contracts for purchases of supplies or printing shall be made; providing that violation of the Act shall constitute cause for removal of the Purchasing Agent; and repealing all laws or parts of laws in conflict herewith.

Proof of Publication attached.

By Senator Coleman—

Senate Bill No. 724:

A bill to be entitled An Act to amend Section 6, of Chapter 15401, Laws of Florida, Special Acts of 1931, defining the

boundaries of the City of Ormond, a municipal corporation in Volusia County, Florida, and to exclude from the metes and bounds description therein contained certain lands located and being in Section 42, Township 14 South, Range 32 East, and other relief incident thereto, and providing that the lands so excluded shall remain liable for payment of debt service taxes herein authorized to be assessed by the City of Ormond for the purpose of paying interest and principal on bonds of said municipality outstanding at the time this Act becomes effective, based on assessed valuations to be fixed by said municipality.

Proof of Publication attached.

Respectfully,

WALTER P. FULLER,

Chief Clerk House of Representatives.

And Senate Bills Nos. 707, 437 and 724, contained in the above Message, were referred to the Committee on Enrolled Bills.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
June 2, 1943.

Hon. Philip D. Beall,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

By Senator Upchurch—

Senate Bill No. 695:

A bill to be entitled An Act providing for cancellation of State and county taxes and tax sale certificates against certain lands in Flagler County, Florida, used by town of Flagler Beach, Florida, for airport purposes and to exempt said airport property from future assessments and taxes by State and county.

By Senator Sheldon—

Senate Bill No. 681:

A bill to be entitled "An Act to provide for the payment of certain expenses of the office of State Attorney in Judicial Circuits of the State of Florida composed of only one county."

By Senator Adams—

Senate Bill No. 673:

A bill to be entitled An Act to fix and provide for the compensation of members of the Board of County Commissioners in the counties in the State of Florida having a population of not less than 8,100 and not more than 8,400 according to the 1940 Federal census.

Respectfully,

WALTER P. FULLER,

Chief Clerk House of Representatives.

And Senate Bills Nos. 695, 681 and 673, contained in the above Message, were referred to the Committee on Enrolled Bills.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
June 2, 1943.

Hon. Philip D. Beall,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

By Senator Lewis—

Senate Bill No. 725:

A bill to be entitled An Act to amend Section 26 of Chapter 21,368, Acts of 1941, relating to the powers and duties of the Chief of Police and police officers of the City of Marianna, and granting to the Chief of Police and police officers of the City of Marianna authority and power to serve and execute search warrants within the City of Marianna issued under the Laws of the State of Florida and made returnable to the Municipal Court of the City of Marianna.

Proof of Publication attached.

By Senator Graham—

Senate Bill No. 718:

A bill to be entitled An Act relating only to Juvenile Courts

or Juvenile and Domestic Relations Courts in counties of over 267,000; to fix and provide for salaries of Probation Officers and Assistant Probation Officers and their successors in such courts; for all purposes reasonably incidental thereto; and to repeal all laws in conflict.

By Senator Sheldon—
Senate Bill No. 692:

A bill to be entitled An Act providing that the Board of County Commissioners of Hillsborough County, Florida may create a post-war construction fund; prescribing the public purposes for which such fund shall be used; providing the methods for raising revenue to be credited to such fund; prescribing the time and manner when such fund shall be used.

Proof of Publication attached.

Respectfully,

WALTER P. FULLER,

Chief Clerk House of Representatives.

And Senate Bills Nos. 725, 718 and 692, contained in the above Message, were referred to the Committee on Enrolled Bills.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
June 2, 1943.

Hon. Philip D. Beall,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has indefinitely postponed:

By Senator Mathews—
Senate Bill No. 375:

A bill to be entitled An Act relating to the City Council of the City of Jacksonville, reducing the number of Councilmen of said city; reducing the number of wards of said city; and providing for councilmen at large; fixing the term of office of such councilmen; and fixing their salaries.

By Senator Beall—
Senate Bill No. 666:

A bill to be entitled An Act relating to and affecting the Civil Service of the City of Pensacola.

By Senator Sheldon—
Senate Bill No. 700:

A bill to be entitled An Act creating a purchasing department for the City of Tampa; providing for the appointment of a Purchasing Agent; prescribing his powers and duties and the manner in which purchases and contracts for purchasing of supplies or printing shall be made; providing that violation of the Act shall constitute cause for removal of the Purchasing Agent; and repealing all laws or parts of laws in conflict herewith.

By Senator Mathews—
Senate Bill No. 668:

A bill to be entitled An Act providing that no part of the taxes levied for road and bridge purposes in Duval County, Florida, under authority of Section 343.17 of Florida Statutes, 1941, shall be turned over to any cities or towns in Duval County, Florida, but all of such taxes so levied shall be retained and used by Duval County, Florida.

Respectfully,

WALTER P. FULLER,

Chief Clerk House of Representatives.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
June 2, 1943.

Hon. Philip D. Beall,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

By Senator Griner—
Senate Bill No. 711:

A bill to be entitled An Act providing for the distribution and use of one-half of race track funds allocated to Dixie County, Florida, under Chapter 14832, Laws of Florida, 1931, and Section 550.13, Florida Statutes, 1941, and one-half of cigarette tax, and one-half of all other revenue as may be provided, levied and collected to replace and supplement the aforesaid revenue and funds from race tracks of Florida, and providing that said monies shall be paid by the State Treasurer on separate warrants drawn by the Comptroller to the County Board of Public Instruction of Dixie County, Florida.

Proof of Publication attached.

By Senator Mathews—
Senate Bill No. 713:

A bill to be entitled An Act relating to the office of the City Attorney of the City of Jacksonville, Florida; providing for his confirmation by the City Council; prohibiting him from engaging or procuring outside attorneys to handle any of the city's business without specific authority from the City Council.

Proof of Publication attached.

By Senator Graham—
Senate Bill No. 721:

A bill to be entitled An Act to prescribe the powers and duties of the County Superintendent of Public Instruction in each county of the State of Florida having a population of more than 260,000, according to the last Federal census; providing that the County Superintendent of Public Instruction of counties affected by this Act shall have exclusive power to nominate certain employees and concurrent power and authority to nominate jointly with the Trustees of the several Special Tax School Districts in such counties principals, teachers and janitors of said respective Special Tax School Districts, and providing further that the Boards of Public Instruction of counties affected by this Act shall not engage or employ, in behalf of the schools of said county, any person that the County Superintendent has not nominated as herein provided; providing the tenure of employment of certain employees; and repealing all laws or parts of laws in conflict herewith.

Proof of Publication attached.

Respectfully,

WALTER P. FULLER,

Chief Clerk House of Representatives.

And Senate Bills Nos. 711, 713 and 721, contained in the above Message, were referred to the Committee on Enrolled Bills.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
June 2, 1943.

Hon. Philip D. Beall,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

By Senator Baker—
Senate Bill No. 722:

A bill to be entitled An Act authorizing and empowering the City of Eustis, Lake County, Florida, to acquire, purchase, establish, construct, own, maintain and operate plants and systems, either within or without the corporate limits of said city, for manufacturing, storing, furnishing, selling and distributing gas, either manufactured or natural, for illuminating, heating, power or other purposes, to furnish, sell, distribute and supply such gas to the City of Eustis and its inhabitants, and to other consumers, including other communities of said county and their inhabitants, residing and located within a radius of ten miles in any direction from the corporate limits of said City of Eustis, for domestic, business, commercial and other purposes and uses, to fix the prices, rates and charges for such gas and to collect for same, and to acquire, purchase, own, construct and maintain gas mains, pipe lines or other distribution systems for the distribution of gas without as well as within the corporate limits of said City of Eustis; to purchase or otherwise acquire any present or existing gas plant or plants or systems, now situated in the City of

Eustis, together with all other properties and equipment of said gas plant or plants, both within and without the corporate limits of said city, including gas mains, pipe lines or other distribution systems for supplying, distribution and sale of gas within other communities of Lake County, Florida, within said radius of ten miles from the corporate limits of Eustis, as well as any equipment, property and franchises owned by said existing plants in said communities; to construct and maintain new or additional distribution systems along the public highways; to issue revenue certificates to pay for the cost of acquiring or constructing such gas plants or systems, and to provide for the payment thereof, and to do all things necessary or incidental to the acquisition, purchase, construction, ownership, maintenance and operation of such gas plants and systems and the issuance of such revenue certificates, providing for the repeal of all Acts in conflict herewith and for the effective date of this Act.

Proof of Publication attached.

By Senator Housholder—

Senate Bill No. 648:

A bill to be entitled An Act to declare, designate and establish a certain State road in Seminole County.

Respectfully,

WALTER P. FULLER,
Chief Clerk House of Representatives.

And Senate Bills Nos. 722 and 648, contained in the above Message, were referred to the Committee on Enrolled Bills.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
June 2, 1943.

Hon. Philip D. Beall,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

By Senator Graham—

Senate Bill No. 720:

A bill to be entitled An Act fixing the salaries of the Judges of the Criminal Courts of Record in counties having a population of more than 260,000; the population to be determined by the last State census taken by authority of the United States government.

By Senator King—

Senate Bill No. 723:

A bill to be entitled An Act to prohibit the operation of motor propelled boats or water craft without mufflers on Eagle Lake in Polk County, Florida, and to provide a penalty for the violation thereof.

Proof of Publication attached.

By Senator Black—

Senate Bill No. 643:

A bill to be entitled An Act cancelling certain tax sales certificates on lands in Hamilton County, Florida, now held and owned by the Stephen Foster Memorial Commission.

Respectfully,

WALTER P. FULLER,
Chief Clerk House of Representatives.

And Senate Bills Nos. 720, 723 and 643, contained in the above Message, were referred to the Committee on Enrolled Bills.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
June 2, 1943.

Hon. Philip D. Beall,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

By Senator Beall—

Senate Bill No. 704:

A bill to be entitled An Act relating to and affecting the Civil Service in the City of Pensacola; authorizing the Civil

Service Board of the City of Pensacola to place secretaries and stenographers of the department heads in the Civil Service under certain circumstances.

Proof of Publication attached.

By Senator Adams—

Senate Bill No. 705:

A bill to be entitled An Act authorizing the State Board of Administration to return to the Board of County Commissioners of Bay County, Florida, certain ad valorem tax funds for use by the General Road and Bridge Fund of Bay County, Florida.

Proof of Publication attached.

Respectfully,

WALTER P. FULLER,
Chief Clerk House of Representatives.

And Senate Bills Nos. 704 and 705, contained in the above Message, were referred to the Committee on Enrolled Bills.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
June 2, 1943.

Hon. Philip D. Beall,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

By Senator Maddox—

Senate Bill No. 712:

A bill to be entitled An Act to declare, designate, and establish a certain State Road in Fort Walton, Okaloosa County, Florida.

By Senator Housholder—

Senate Bill No. 687:

A bill to be entitled An Act cancelling all unredeemed State and county and county tax certificates and subsequent unpaid taxes, together with interest, penalties, commissions and advertising costs, against certain real property in the City of Sanford, Florida, now owned by said City of Sanford and used by said city for municipal purposes.

Proof of Publication attached.

By Senator Sheldon—

Senate Bill No. 685:

A bill to be entitled An Act to remove and eliminate from the territory comprising the Golf View-Parkland Special Sanitary District as established under Chapter 18551, Laws of Florida, Acts of 1937, that portion thereof described as "that part of revised map of Southland bounded on the east by Himes Avenue, on the south by Morrison Avenue, on the west by Sterling Avenue, and on the west and north by Henderson Boulevard" in Hillsborough County; and to cancel and discharge all assessments and liens heretofore imposed on said lands by said district.

Proof of Publication attached.

Respectfully,

WALTER P. FULLER,
Chief Clerk House of Representatives.

And Senate Bills Nos. 712, 687, and 685, contained in the above Message, were referred to the Committee on Enrolled Bills.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
June 2, 1943.

Hon. Philip D. Beall,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has indefinitely postponed:

By the Committees on Judiciary "A," "B" and "C"—

Senate Bill No. 166:

A bill to be entitled An Act to amend Sections 742.01, 742.02,

742.03 and 742.04 of Florida Statutes, 1941, relating to bastardy proceedings.

Respectfully,

WALTER P. FULLER,
Chief Clerk House of Representatives.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
June 2, 1943.

Hon. Philip D. Beall,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

By Senator Beall—
Senate Bill No. 703:

A bill to be entitled An Act to authorize the City of Pensacola, Florida, to acquire the existing bridge across Santa Rosa Sound connecting Santa Rosa Peninsula with Santa Rosa Island at or near Pensacola Beach, and to operate and maintain such bridge; to declare the purchase, maintenance and operation of said bridge by said City of Pensacola to be a proper municipal purpose and enterprise of said city; to confer powers and impose duties on the City Council of said City of Pensacola; to authorize the issuance of negotiable bridge revenue bonds or certificates of the City of Pensacola payable either from bridge revenues or from receipts by said city from the County of Escambia, of monies levied, raised, collected and turned over by said county, or held by said county for account of said city, under the provisions of Section 343.17, Florida Statutes, 1941, or from both sources, to pay the cost of such bridge; to provide for the fixing and collecting of tolls and other charges for the payment of such bridge revenue bonds or certificates and the cost of maintenance, operation and repair of such bridge; to provide for the execution of a trust agreement, and for the provisions thereof, to secure the payment of such bonds or certificates without mortgaging or encumbering such bridge; to provide the rights and remedies of the holders of such bonds or certificates; to provide that no debt of the City of Pensacola shall be incurred in the exercise of any of the powers granted by this Act and denying the power of taxation in any respect for the payment of such bonds or certificates and the interest thereon; to authorize the issuance of bridge revenue refunding bonds; to authorize the lease of such bridge to the County of Escambia for a period of not exceeding ninety-nine (99) years; to authorize the sale by said City of Pensacola of such bridge to the County of Escambia; to authorize and empower said City of Pensacola to pledge the proceeds and receipts received by it from the County of Escambia, or held by said county for account of said city, under the provisions of Section 343.17, Florida Statutes, 1941, to pay the cost of such bridge, and for the payment of bonds or certificates and the interest thereon issued by authority of this Act; and to repeal all laws and parts of laws in conflict with the provisions of this Act.

Proof of Publication attached.

Respectfully,

WALTER P. FULLER,
Chief Clerk House of Representatives.

And Senate Bill No. 703, contained in the above Message, was referred to the Committee on Enrolled Bills.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
June 2, 1943.

Hon. Philip D. Beall,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has failed to pass, reconsidered and passed:

By the Committee on Privileges and Elections—
Senate Bill No. 634:

A bill to be entitled An Act providing that the State Executive Committees of certain political parties shall prescribe the number and sex of delegates to National Conventions of such parties; providing that one male and one female delegate shall be elected from each Congressional

District; providing that the Governor and Secretary of State shall be delegates from the State at Large and that remaining delegates from the State at Large shall be elected in the Primary Election; providing for assessing certain filing fees to be paid by candidates; permitting holding of a preferential Presidential Primary; providing that all laws and parts of laws in conflict are repealed.

Respectfully,

WALTER P. FULLER,
Chief Clerk House of Representatives.

And Senate Bill No. 634, contained in the above Message, was referred to the Committee on Enrolled Bills.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
June 2, 1943.

Hon. Philip D. Beall,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed by the required Constitutional two-thirds vote of all members elected to the House of Representatives for the 1943 Session of the Florida Legislature:

By Senator Beacham—
Senate Bill No. 738:

A bill to be entitled An Act for the relief of Walter R. Clark and to provide for the re-imbursement of Walter R. Clark, Sheriff of Broward County, Florida, for loss of salary and other compensation in consequence of his suspension from office by the Governor of the State of Florida under Section 15 of Article IV of the Constitution of the State of Florida, and providing for an appropriation therefor.

Respectfully,

WALTER P. FULLER,
Chief Clerk House of Representatives.

And Senate Bill No. 738, contained in the above Message, was referred to the Committee on Enrolled Bills.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
June 2, 1943.

Hon. Philip D. Beall,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

By Senator Lewis—
Senate Bill No. 706:

A bill to be entitled An Act to amend Section 48 of Chapter 21368, Acts of 1941, relating to the assessment and valuation of property for assessment under the Charter of the City of Marianna, Florida, a municipal corporation.

Proof of Publication attached.

By Senator Coleman—
Senate Bill No. 736:

A bill to be entitled An Act to amend Section 8 of Chapter 15,401, Laws of Florida, Acts of 1931, the same being An Act entitled: "An Act to abolish the present municipal government of the Town of Ormond, in Volusia County, Florida, and to create, establish and organize a municipality to be known and designated as the City of Ormond, and to define its territorial boundaries and to provide for its government, jurisdiction, powers, franchises and privileges," as amended by Chapter 18,750, Laws of Florida, Acts of 1937, and to amend Sections 130, 131, 132 and 142 of said Chapter 15,401, Laws of Florida, Acts of 1931.

Proof of Publication attached.

By Senator Hinely—
Senate Bill No. 737:

A bill to be entitled An Act providing that all monies received by Suwannee County, Florida, from race track taxes for the season of 1943-1944 and subsequent seasons under the existing laws shall be paid to the Board of County Commissioners of Suwannee County, and be distributed by the

said Board of County Commissioners of Suwannee County, Florida, by the retention of forty-five per centum of all such monies received and by the payment to the Board of Public Instruction of Suwannee County, Florida, of fifty-five per centum of said monies and providing further that said monies shall be used for the purpose of paying the principal or interest upon the outstanding indebtedness of said Board of Public Instruction and for the application of any balance remaining on hand at the commencement of the 1943-1944 season and any excess that may be accumulated in said season or in subsequent years may be applied by the Board of Public Instruction and used for other school purposes in the discretion of said Board of Public Instruction.

Proof of Publication attached.

Respectfully,

WALTER P. FULLER,

Chief Clerk House of Representatives.

And Senate Bills Nos. 706, 736 and 737, contained in the above Message, were referred to the Committee on Enrolled Bills.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
June 1, 1943.

Hon. Philip D. Beall,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives refuses to concur in Senate amendment to:

By Messrs. Clement and Harris and Miss Baker of Pinellas, and McDonald, Martin, McMullen of Hillsborough—

House Bill No. 971:

A bill to be entitled An Act authorizing any two or more counties in the State of Florida to enter into a joint program for the construction of a bridge or bridges, together with causeways and approaches thereto, connecting such counties with each other over any body of water; and permitting the participation of such counties in such a program with the Federal Government or any agency thereof and the State Road Department of the State of Florida or any agency of such State and authorizing such State Road Department to assist financially and otherwise in the construction of such a bridge program and setting forth the procedure for such a program.

Which amendment reads as follows:

Strike out the words: At the end of Section 6 after the word "bridges" add the following:

"Providing, however, that where there now exists a bridge or bridges, causeway or causeways, with which any such new bridge or causeway would compete, the authority to construct any new bridge or bridges, causeway or causeways as set up by this Act, or under the provisions thereof, shall not be exercised unless and until an offer in good faith to purchase said bridge or bridges, causeway or causeways, has been made to the owner or owners thereof and accepted or refused within four months, and if said offer is accepted such purchase price paid within six months, and if said offer is refused, thereafter the price or prices to be paid for said bridge or bridges, causeway or causeways shall be determined by arbitration under the Statute in such cases made and provided. If the owner of any such bridge or bridges, causeway or causeways, refuses to appoint an arbitrator within sixty days after notice, this proviso shall cease to be of effect as to such owner, and then all the power and authority designated by this Act shall immediately be in full force and effect as to such owner."

And respectfully requests the Senate to recede therefrom.

Respectfully,

WALTER P. FULLER,

Chief Clerk House of Representatives.

Senator Taylor moved that the rules be waived and the Senate do now reconsider the vote by which House Bill No. 971 passed the Senate on May 31, 1943.

Which was agreed to by a two-thirds vote.

And the Senate reconsidered the vote by which House Bill No. 971 passed the Senate on May 31, 1943.

Pending roll call on the passage of House Bill No. 971, Sena-

tor Taylor moved that the Senate recede from its amendment to House Bill No. 971, as contained in the above Message.

Which was agreed to and the Senate receded from its amendment to House Bill No. 971 as set forth in the foregoing Message.

Pending roll call on the passage of House Bill No. 971, by unanimous consent Senators Taylor and Sheldon offered the following amendment to House Bill No. 971:

After Section 8, (typewritten bill) insert the following:

This Act shall take effect only after same has been submitted to and approved by a majority of the qualified electors at any regular election of the counties seeking to avail themselves of the privileges granted by this Act. The Boards of County Commissioners of the respective counties affected hereby shall take whatever steps may be necessary to present the question of the approval or disapproval of this Act.

Senator Taylor moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

By unanimous consent Senators Taylor and Sheldon also offered the following amendment to House Bill No. 971:

In the Title add "and providing for a referendum."

Senator Taylor moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Upon the passage of House Bill No. 971, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Brewton, Clarke, Cliett, Coleman, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—31.

Nays—None.

So House Bill No. 971 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
June 1, 1943.

Hon. Philip D. Beall,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives refuses to concur in Senate Amendments to:

By Mr. McMullen of Hillsborough—

House Bill No. 946:

A bill to be entitled An Act amending Section 1 of Chapter 21593, Special Acts of Florida, 1941, entitled "An Act authorizing the City of Tampa, Florida, to enlarge, improve and extend the waterworks system of said City within and without the corporate limits of said City; authorizing said City to enter into contracts for the sale of water from said waterworks system to public and private consumers within and without the corporate limits of said City, including contracts with any agency or department of the Federal Government for supplying the military and other needs of any such agency or department for water; conferring powers and imposing duties on the governing body of said City in relation to the waterworks system; authorizing the issuance of negotiable water revenue bonds of said City, payable solely from earnings, to pay the cost of any such enlargement, extension or improvement to said waterworks system; providing for the fixing and charging of rates for water furnished by said waterworks system, and providing for the disposition of the income from said waterworks system; providing for the rights and remedies of the holders of such water revenue bonds; providing that no debt of the City shall be incurred in the exercise of any of the powers granted by this Act, and denying the power of taxation in any respect for the payment of such water revenue bonds or the interest thereon; granting the right of eminent domain to the City; and authorizing the issuance of water revenue refunding bonds," by removing the limitation upon the aggregate principal amount of water revenue bonds which may be issued under said Act.

Which Amendments read as follows:

Amendment No. 1:

In Section 1 (b), line 3 (typewritten bill) strike out the words: "and," and insert in lieu thereof the following: "provided however, that the aggregate principal amount of such water revenue bonds which may be issued under the provisions of this Act shall not exceed one million eight hundred thousand (\$1,800,000.00) dollars; and"

Amendment No. 2:

In Section 1 (c), line 2 (typewritten bill) by adding thereto the following words after the word "system," "provided however, that the prevailing water rates maintained by said City of Tampa shall not be increased unless and until the Board of Representatives of the City of Tampa shall by ordinance provide for the submission of any proposed increase in rates to the voters of the City of Tampa and at such election, the proposal to increase such water rates shall receive a majority vote of such voters."

And respectfully request the Senate to recede therefrom.

Respectfully,

WALTER P. FULLER,
Chief Clerk House of Representatives.

Senator Sheldon moved that the rules be waived and the Senate do now reconsider the vote by which House Bill No. 946 passed the Senate on May 28, 1943.

Which was agreed to by a two-thirds vote.

And the Senate reconsidered the vote by which House Bill No. 946 passed the Senate on May 28, 1943.

Pending roll call on the passage of House Bill No. 946, Senator Sheldon moved that the Senate recede from Senate Amendment No. 1 to House Bill No. 946 as set forth in the foregoing Message.

Which was agreed to and the Senate receded from Senate Amendment No. 1 to House Bill No. 946 as set forth in the foregoing Message.

Senator Sheldon moved that the Senate refuse to recede from Senate Amendment No. 2 to House Bill No. 946 as set forth in the foregoing Message.

Which was agreed to and the Senate refused to recede from Senate Amendment No. 2 to House Bill No. 946 as set forth in the foregoing Message.

Pending roll call on the passage of House Bill No. 946, by unanimous consent Senator Sheldon offered the following amendment to House Bill No. 946:

In Section 1-B, line 3, (typewritten bill), add: "provided however, that the aggregate principal amount of such water revenue bonds which may be issued under provisions of this Act shall not exceed two million, five hundred thousand dollars (\$2,500,000.00); and".

Senator Sheldon moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Upon the passage of House Bill No. 946, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—36.

Nays—None.

So House Bill No. 946 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
May 31, 1943.

Hon. Philip D. Beall,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed, with amendments:

By Senator Lewis—
Senate Bill No. 306:

A bill to be entitled An Act to create a State University to

be known as the "University of South Florida," whose primary purpose shall be a school of medicine and a school of dentistry, and making an appropriation therefor.

Amendment No. 1:

In Section 2, line 3, of the bill, strike out the words: "and may have such other departments as may from time to time be determined upon and added thereto by the State Board of Control and State Board of Education."

Amendment No. 2:

In Section 3, line 2, of the bill, strike out all of lines 2 and 3 of said Section 3, and insert the following in lieu thereof: "South Florida shall be in some suitable location in the southern".

Amendment No. 3:

In Section 2, line 3, of the bill, after the word "medicine" add a comma, and insert the following: "a School of Pharmacy,".

Amendment No. 4:

In the Title of the bill, after the word "medicine" add a comma and insert the following: "a School of Pharmacy,".

Amendment No. 5:

Strike out "two million dollars" wherever it appears in the bill.

Amendment No. 6:

In Title of the bill, strike out the words "and making an appropriation therefor".

And respectfully requests the concurrence of the Senate therein.

Respectfully,

WALTER P. FULLER,
Chief Clerk House of Representatives.

And Senate Bill No. 306, contained in the above Message, was read by title, together with House Amendments thereto.

Senator Lewis moved that the Senate do concur in House Amendment No. 1 to Senate Bill No. 306.

Which was agreed to and the Senate concurred in House Amendment No. 1 to Senate Bill No. 306.

Senator Lewis moved that the Senate do concur in House Amendment No. 2 to Senate Bill No. 306.

Which was agreed to and the Senate concurred in House Amendment No. 2 to Senate Bill No. 306.

Senator Lewis moved that the Senate do concur in House Amendment No. 3 to Senate Bill No. 306.

Which was agreed to and the Senate concurred in House Amendment No. 3 to Senate Bill No. 306.

Senator Lewis moved that the Senate do concur in House Amendment No. 4 to Senate Bill No. 306.

Which was agreed to and the Senate concurred in House Amendment No. 4 to Senate Bill No. 306.

Senator Lewis moved that the Senate do concur in House Amendment No. 5 to Senate Bill No. 306.

Which was agreed to and the Senate concurred in House Amendment No. 5 to Senate Bill No. 306.

Senator Lewis moved that the Senate do concur in House Amendment No. 6 to Senate Bill No. 306.

Which was agreed to and the Senate concurred in House Amendment No. 6 to Senate Bill No. 306.

And Senate Bill No. 306, as amended, was referred to the Committee on Engrossed Bills, and the action of the Senate was ordered certified to the House of Representatives.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
June 2, 1943.

Hon. Philip D. Beall,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

By Mr. Carlton of St. Lucie—
House Bill No. 1011:

A bill to be entitled An Act authorizing and directing the

Clerk of the Circuit Court in counties of the State of Florida having a population of not less than 11,675 and not more than 11,875, according to the last preceding Federal census, to cancel certain tax certificates on certain lands located in cities within such counties, owned and operated by such cities as public parks.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

WALTER P. FULLER,
Chief Clerk House of Representatives.

And House Bill No. 1011, contained in the above Message, was read the first time by title only.

Senator Carroll moved that the rules be waived and House Bill No. 1011 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1011 was read the second time by title only.

Senator Carroll moved that the rules be further waived and House Bill No. 1011 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1011 was read the third time in full.

Upon the passage of House Bill No. 1011 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—36.

Nays—None.

So House Bill No. 1011 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
June 2, 1943.

Hon. Philip D. Beall,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

By Mr. Carlton of Duval—

House Bill No. 685:

A bill to be entitled An Act making it unlawful to assault a female person in an attempt to have sexual intercourse with such female person, and providing that a person charged with rape or assault to commit rape may be convicted of the offense defined herein.

By Mr. Bollinger of Palm Beach—

House Bill No. 582:

A bill to be entitled An Act providing a method for the filing of one application for Homestead Exemption from county and municipal taxation, under Section 7, Article X, of the Constitution of Florida.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

WALTER P. FULLER,
Chief Clerk House of Representatives.

And House Bill No. 685, contained in the above Message, was read the first time by title only and referred to the Committee on Judiciary "A."

And House Bill No. 582, contained in the above Message, was read the first time by title only and referred to the Committee on Finance and Taxation.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
June 2, 1943

Hon. Philip D. Beall,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

By Messrs. Burwell and Leaird of Broward—

House Bill No. 617:

A bill to be entitled An Act relating to and to amend Chapter 11861, Laws of Florida, General Acts of the Regular Session for the year 1927, entitled "An Act to enlarge and extend the present boundaries of Napoleon B. Broward Drainage District, in the Everglades Drainage District, as the same was created by Chapter 8871, of the Laws of Florida, for the year 1921; defining its extended boundaries, levying and fixing an ad valorem tax upon the lands in said extended district, and upon the areas defined and fixed by Chapter 8871 of the Laws of Florida, for the year 1921, and subjecting the extended and enlarged district to the laws governing the Napoleon B. Broward Drainage District, defined in Chapter 8871, Laws of Florida, for the year 1921," by amending Sections 3 and 4 of said last-named Act, reducing the tax of one (1) mill on the dollar against all real, personal and mixed property within the said district, as it now exists to one-half (½) mill on the dollar, beginning with and including the year 1943.

Proof of Publication attached.

By Mr. McMullen of Hillsborough—

House Bill No. 1022:

A bill to be entitled An Act empowering and requiring the City of Tampa to refund to Lola E. Savage Robles and the Exchange National Bank of Tampa, as Trustees under the Last Will and Testament of Tucker Savage, deceased, and C. C. Whitaker certain amounts erroneously collected for city ad valorem taxes assessed against property not within the corporate limits of the city.

Proof of Publication attached.

By Messrs. Bailey and Holland of Bay—

House Bill No. 1023:

A bill to be entitled An Act providing the basis of the annual salary of the County Superintendent of Public Instruction of Bay County, Florida; providing that the annual salary of the County Superintendent of Public Instruction of Bay County, Florida, shall be fixed by the provisions of Section 242.01, Florida Statutes, 1941, without being limited to an amount not exceeding the sum of six hundred dollars (\$600.00) in excess of the amount which was paid as such salary on June 9, 1937 for the annual salary of such County School Superintendent.

Proof of Publication attached.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

WALTER P. FULLER,
Chief Clerk House of Representatives.

And House Bill No. 617, contained in the above Message, was read the first time by title only.

Senator Beacham moved that the rules be waived and House Bill No. 617 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 617 was read the second time by title only.

Senator Beacham moved that the rules be further waived and House Bill No. 617 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 617 was read the third time in full. Upon the passage of House Bill No. 617 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—36.

Nays—None.

So House Bill No. 617 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 1022, contained in the above message, was read the first time by title only.

Senator Sheldon moved that the rules be waived and House Bill No. 1022 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1022 was read the second time by title only.

Senator Sheldon moved that the rules be further waived and House Bill No. 1022 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1022 was read the third time in full.

Upon the passage of House Bill No. 1022 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—36.

Nays—None.

So House Bill No. 1022 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 1023, contained in the above Message, was read the first time by title only.

Senator Adams moved that the rules be waived and House Bill No. 1023 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1023 was read the second time by title only.

Senator Adams moved that the rules be further waived and House Bill No. 1023 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1023 was read the third time in full.

Upon the passage of House Bill No. 1023 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—36.

Nays—None.

So House Bill No. 1023 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
June 2, 1943.

Hon. Philip D. Beall,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

By Messrs. Wiseheart, Peters and Gautier of Dade—

House Bill No. 1024:

A bill to be entitled An Act specifying the times when registration books for general primary elections shall be kept open at the office of the Supervisor of Registration of each county having a population of more than 250,000, according to the last preceding Federal census, wherein voting machines are used.

By Mr. Tucker of Hernando—

House Bill No. 1026:

A bill to be entitled An Act relating to the cancellation of claims of counties in the State of Florida having a population of not less than 5,500, and not more than 5,700, according to the 1940 Federal census, against the clerks of the Circuit Court, for excess fees.

By Messrs. Peters, Wiseheart and Gautier, of Dade—

House Bill No. 1027:

A bill to be entitled An Act relating to and providing for the employment and compensation of secretaries to the Cir-

cuit Judges residing in and residents of a county having a population of 260,000 inhabitants or more and repealing Chapter 13993 of the Acts of the Legislature of 1929.

And respectfully requests the concurrence of the Senate therein

Respectfully,

WALTER P. FULLER,

Chief Clerk House of Representatives.

And House Bill No. 1024, contained in the above Message, was read the first time by title only.

Senator Graham moved that the rules be waived and House Bill No. 1024 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1024 was read the second time by title only.

Senator Graham moved that the rules be further waived and House Bill No. 1024 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1024 was read the third time in full.

Upon the passage of House Bill No. 1024 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—36.

Nays—None.

So House Bill No. 1024 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 1026, contained in the above Message, was read the first time by title only.

Senator Johnson moved that the rules be waived and House Bill No. 1026 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1026 was read the second time by title only.

Senator Johnson moved that the rules be further waived and House Bill No. 1026 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1026 was read the third time in full.

Upon the passage of House Bill No. 1026 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—36.

Nays—None.

So House Bill No. 1026 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 1027, contained in the above Message, was read the first time by title only.

Senator Graham moved that the rules be waived and House Bill No. 1027 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1027 was read the second time by title only.

Senator Graham moved that the rules be further waived and House Bill No. 1027 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1027 was read the third time in full.

Upon the passage of House Bill No. 1027 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathew, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—36.

Nays—None.

So House Bill No. 1027 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
June 2, 1943.

Hon. Philip D. Beall,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

By Mr. Rivers of Clay—

House Bill No. 1028:

A bill to be entitled An Act to fix the amount which shall be paid to all Clerks and Inspectors of elections for their services in Clay County, Florida.

Proof of Publication attached.

By Mr. Rivers of Clay—

House Bill No. 1029:

A bill to be entitled An Act to fix the salaries of the members of the Board of County Commissioners in Clay County Florida, and to authorize the payment of such salaries from the county general fund.

Proof of Publication attached.

By Mr. Brackin of Okaloosa—

House Bill No. 1031:

A bill to be entitled An Act to appropriate \$3000 of racing revenue to the support of the local health unit in Okaloosa County, Florida, and repealing all laws in conflict herewith.

Proof of Publication attached.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

WALTER P. FULLER,
Chief Clerk House of Representatives.

And House Bill No. 1028, contained in the above Message, was read the first time by title only.

Senator Clarke moved that the rules be waived and House Bill No. 1028 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1028 was read the second time by title only.

Senator Clarke moved that the rules be further waived and House Bill No. 1028 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1028 was read the third time in full.

Upon the passage of House Bill No. 1028 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—36.

Nays—None.

So House Bill No. 1028 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 1029, contained in the above Message, was read the first time by title only.

Senator Clarke moved that the rules be waived and House Bill No. 1029 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1029 was read the second time by title only.

Senator Clarke moved that the rules be further waived and House Bill No. 1029 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1029 was read the third time in full.

Upon the passage of House Bill No. 1029 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—36.

Nays—None.

So House Bill No. 1029 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 1031, contained in the above Message, was read the first time by title only.

Senator Maddox moved that the rules be waived and House Bill No. 1031 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1031 was read the second time by title only.

Senator Maddox moved that the rules be further waived and House Bill No. 1031 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1031 was read the third time in full.

Upon the passage of House Bill No. 1031 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—36.

Nays—None.

So House Bill No. 1031 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
June 2, 1943.

Hon. Philip D. Beall,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

By Mr. Troxler of Marion—

House Bill No. 1020:

A bill to be entitled An Act providing additional and alternative method and procedure for extending the corporate limits of the City of Ocala, Florida; and providing certain privileges and immunities to be enjoyed by the owners of property annexed hereunder.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

WALTER P. FULLER,
Chief Clerk House of Representatives.

And House Bill No. 1020, contained in the above Message, was read the first time by title only.

Senator Sturgis moved that the rules be waived and House Bill No. 1020 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1020 was read the second time by title only.

Senator Sturgis moved that the rules be further waived and House Bill No. 1020 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1020 was read the third time in full.

Upon the passage of House Bill No. 1020 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews.

McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—36.

Nays—None.

So House Bill No. 1020 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
June 2, 1943.

Hon. Philip D. Beall,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

By Messrs. Harris, Clement and Miss Baker of Pinellas—
House Bill No. 1037:

A bill to be entitled An Act providing for a salary of one hundred and fifty (\$150.00) dollars per month for the Mayor of the City of St. Petersburg and salary of one hundred (\$100.00) dollars per month for each Councilman of said City; providing that no other compensation shall be paid to said officers for the performance of their duties as Mayor and Councilmen; providing that provisions be made annually in the appropriation ordinance of the City of St. Petersburg to provide funds for the payment of said salaries; repealing all laws or parts of laws in conflict herewith and providing for the ratification or rejection of this Act by the electorate of the City of St. Petersburg; and other matters in relation thereto.

And respectfully requests the concurrence of the Senate therein.

Respectfully,
WALTER P. FULLER,
Chief Clerk House of Representatives.

And House Bill No. 1037, contained in the above message, was read the first time by title only.

Senator Taylor moved that the rules be waived and House Bill No. 1037 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1037 was read the second time by title only.

Senator Taylor moved that the rules be further waived and House Bill No. 1037 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1037 was read the third time in full.

Upon the passage of House Bill No. 1037 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—36.

Nays—None.

So House Bill No. 1037 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
June 2, 1943.

Hon. Philip D. Beall,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed by the required Constitutional three-fifths vote of all members elected to the House of Representatives for the 1943 Session of the Florida Legislature:

By Messrs. Martin and McDonald of Hillsborough, Papy of Monroe, Curtis of Marion, Bollinger and Beck of Palm Beach, Jenkins of Alachua, Carter of Alachua, Smith of Jackson, Stewart of Lee, Dowda of Putnam, Scofield of Citrus and Inman of Bradford—

House Joint Resolution No. 722:

A bill to be entitled a House Joint Resolution proposing an amendment to Article III, Section 3, of the Constitution of the State of Florida, relating to the term of office of members of the House of Representatives.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA:

That Section 3 of Article III of the Constitution of the State of Florida, relating to the term of office of members of the House of Representatives be and the same is hereby amended, and as amended is agreed to and shall be submitted to the electors of the State of Florida at the General Election of Representatives to be held in 1944 for approval or rejection. That Section 3 of Article III as amended shall read as follows:

Section 3. "Legislators, how chosen. The members of the House of Representatives of the State of Florida shall be chosen every fourth year, beginning with the General Election on the first Tuesday after the first Monday in November, 1946, and thereafter on the corresponding day every fourth year."

And respectfully requests the concurrence of the Senate therein.

Respectfully,

WALTER P. FULLER,

Chief Clerk House of Representatives.

And House Joint Resolution No. 722, contained in the above Message, was read the first time in full.

Senator Sturgis moved that the rules be waived and House Joint Resolution No. 722 be placed on the Calendar of Bills on Second Reading, without reference.

Which was agreed to by a two-thirds vote and it was so ordered.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
June 2, 1943.

Hon. Philip D. Beall,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

By Mr. Troxler of Marion—
House Bill No. 1033:

A bill to be entitled An Act relating to the Town of Anthony, formerly a municipality; providing for the calling of a referendum election by the Board of Trustees of the creditors for the said Town of Anthony; providing for the manner and time of said election, naming the Clerks and Inspectors to conduct said election; providing for the performance of the duties of the said Board of Trustees by the Board of County Commissioners, County Assessor and County Tax Collector of Marion County, Florida, in the event of the ratification of this law and prescribing a limitation of time for the retirement of certain obligations of the said former Town of Anthony.

Proof of Publication attached.

By Mr. Lewis of Gulf—
House Bill No. 1034:

A bill to be entitled An Act authorizing and directing the Board of County Commissioners of Gulf County, Florida, to transfer any moneys now held in the depository of Gulf County, Florida, in the "Calhoun County Road Bond Fund, January 1, 1919," in the "Calhoun County Road Bond Fund, January 1, 1923," and in the \$40,000.00 T. W. I. & S. account to the General Revenue Fund of Gulf County, Florida.

Proof of Publication attached.

By Messrs. Carlton of St. Lucie and Crary of Martin—
House Bill No. 1036:

A bill to be entitled An Act to abolish the Board of Commissioners of the Jensen Road and Bridge District, now existing, as provided for in Chapter 11120, Acts of 1925, and all amendments thereto, and to abolish the offices of Treasurer and Secretary; to provide that all functions, duties and powers as provided in Chapter 11120 and the amendatory Acts thereto are to be thereby vested in the Board of County Commissioners of Martin County, Florida, and the chairman of the Board of County Commissioners of St. Lucie County, and one mem-

ber of the Board of County Commissioners of St. Lucie County, Florida; that the Clerk of the Circuit Court of Martin County, Florida, shall act as Secretary; that all properties and assets as well as the books and records of said district together with a written report setting forth the financial affairs of said district shall be delivered to the new Board of Commissioners as designated herein within thirty days after such Act becomes a law; that the purpose of this Act is to effect economy; and providing for a referendum election before this Act shall take effect.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

WALTER P. FULLER,

Chief Clerk House of Representatives.

And House Bill No. 1033, contained in the above Message, was read the first time by title only.

Senator Sturgis moved that the rules be waived and House Bill No. 1033 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1033 was read the second time by title only.

Senator Sturgis moved that the rules be further waived and House Bill No. 1033 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1033 was read the third time in full.

Upon the passage of House Bill No. 1033 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—36.

Nays—None.

So House Bill No. 1033 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 1034, contained in the above Message, was read the first time by title only.

Senator Adams moved that the rules be waived and House Bill No. 1034 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1034 was read the second time by title only.

Senator Adams moved that the rules be further waived and House Bill No. 1034 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1034 was read the third time in full.

Upon the passage of House Bill No. 1034 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—36.

Nays—None.

So House Bill No. 1034 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 1036, contained in the above Message, was read the first time by title only and placed on the Calendar of Local Bills on Second Reading.

Senator Upchurch moved that House Bill No. 968, reported unfavorably by the Committee on Finance and Taxation, be placed on the Calendar of Bills on Second Reading.

Which was agreed to and it was so ordered.

Senator Johnson moved that Senate Bill No. 729 be recalled from the House of Representatives.

Which was agreed to and it was so ordered.

Senator Beacham moved that the rules be waived and the hour of adjournment be extended forty-five (45) minutes.

Which was agreed to by a two-thirds vote and it was so ordered.

House Bill No. 757:

A bill to be entitled An Act to amend Sections 550.02 and 550.04 of Chapter 550, Florida Statutes, 1941, relating to the powers and duties of the Racing Commission and to race meetings, by providing that certain horse tracks may not operate on same dates and by extending the racing season, and further providing the racing dates to be effective after July 1, 1945.

Was taken up.

Senator Beacham moved that the rules be waived and House Bill No. 757 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 757 was read the second time by title only.

Senator Graham offered the following amendment to House Bill No. 757:

In Section 1 (typewritten bill), strike out Section 1.

Senator Graham moved the adoption of the amendment.

Upon which a roll call was demanded.

Upon the adoption of the amendment offered by Senator Graham to House Bill No. 757, the roll was called and the vote was:

Yeas—Senators Barringer, Carroll, Clarke, Cliett, Collins, Davis, Graham, Hinely, Lewis, Maines, Rose, Shands, Sturgis, Taylor, Upchurch, Wilson—16.

Nays—Mr. President; Senators Adams, Baker, Beacham, Black, Brewton, Coleman, Franklin, Griner, Housholder, Johnson, King, Lindler, Maddox, Mathews, McArthur, McKenzie, Perdue, Sheldon, Shuler—20.

So the amendment failed of adoption.

Senator Graham also offered the following amendment to House Bill No. 757:

In Section 1, line 14 (typewritten bill), strike out the words after the word "track," viz: "provided, however, that no horse tracks located within one hundred air miles of each other shall operate on the same dates," and insert in lieu thereof the following: "Provided, however, that the commission shall not materially disturb the uninterrupted dates heretofore assigned to any horse track that operated three seasons with substantially the same dates prior to the 1942-1943 horse racing season."

Senator Graham moved the adoption of the amendment.

Which was not agreed to so the amendment failed of adoption.

Senator Beacham moved that the rules be further waived and House Bill No. 757 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 757 was read the third time in full.

Upon the passage of House Bill No. 757 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Beacham, Black, Brewton, Carroll, Clarke, Coleman, Davis, Franklin, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Sheldon, Shuler, Sturgis, Upchurch—29.

Nays—Senators Barringer, Cliett, Collins, Graham, Shands, Taylor, Wilson—7.

So House Bill No. 757 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Mathews moved that when the Senate adjourns at this Session it recess until 3:30 o'clock P. M., this day.

Which was agreed to and it was so ordered.

The hour of adjournment having arrived a point of order was called and the Senate recessed at 1:48 o'clock P. M., until 3:30 o'clock P. M., this day.

AFTERNOON SESSION

The Senate reconvened at 3:30 o'clock P. M., pursuant to recess order.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Mr. President; Senators Adams, Baker, Barringer, Beacham,

Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—36.

A quorum present.

REPORTS OF COMMITTEES

Senator Collins, Chairman of the Committee on Finance and Taxation, reported that the Committee had carefully considered the following bill and recommends that the same pass, with Committee amendments:

House Bill No. 912:

A bill to be entitled An Act to provide for the safeguarding, safekeeping and for the receipt and disbursement of public money; to prescribe the duties of county officers and State officers in connection herewith; and to repeal Sections 30.18, 144.08, 193.43, and 839.03, Florida Statutes, 1941, and all other laws in conflict therewith.

Which amendments read as follows:

No. 1:

In Section 5, line 2, strike out the semi-colon after "\$200.00" and insert the following: "or the insurance coverage provided;".

No. 2:

In Section 3, line 10, strike out the words: "a fixed amount not to exceed \$100.00 for making change; provided, that larger amounts may be authorized by the Board of County Commissioners for limited periods, when necessary for the efficient operation of the office." and insert in lieu thereof the following: "a fixed reasonable amount not in excess of \$100.00 or the insurance coverage."

No. 3:

In paragraph 3 of Section 1, line 4, strike out the words: "in connection with the" and insert in lieu thereof the following: "as".

No. 4:

In paragraph 2 of Section 1, after the words "by virtue of his office," strike the remainder of the said paragraph and insert in lieu thereof the following: "a period."

Very respectfully,

LEROY COLLINS,
Chairman of Committee.

And House Bill No. 912, contained in the above report, together with Committee Amendments thereto, was placed on the Calendar of Bills on Second Reading.

Your Committee on Engrossed Bills, to whom was referred (with amendments) after Third Reading:

Senate Bill No. 626:

A bill to be entitled An Act to prohibit emigrant agents from plying their vocation within this State without first obtaining a license therefor; and for other purposes.

Have carefully examined same, and find same correctly engrossed, and return same herewith.

Very respectfully,

K. GRINER,
Chairman of Committee.

And Senate Bill No. 626, contained in the above report, was referred to the Committee on Enrolled Bills.

Your Committee on Engrossed Bills, to whom was referred (with amendments) after Third Reading:

Senate Bill No. 404:

A bill to be entitled An Act dispensing with oaths on tax returns and applications for tax exemptions, licenses and permits, and declaring that any untrue statement made in connection therewith shall be a misdemeanor, and providing for penalty therefor.

Have carefully examined same, and find same correctly engrossed, and return same herewith.

Very respectfully,

K. GRINER,
Chairman of Committee.

And Senate Bill No. 404, contained in the above report, was referred to the Committee on Enrolled Bills.

Your Committee on Engrossed Bills, to whom was referred (with amendments) after Third Reading:

Senate Bill No. 306:

A bill to be entitled An Act to create a State University to be known as the "University of South Florida," whose primary purpose shall be a school of medicine, a school of pharmacy and a school of dentistry.

Have carefully examined same, and find same correctly engrossed, and return same herewith.

Very respectfully,

K. GRINER,
Chairman of Committee.

And Senate Bill No. 306, contained in the above report, was referred to the Committee on Enrolled Bills.

Your Joint Committee on Enrolled Bills, to whom was referred:

Senate Bill No. 705:

A bill to be entitled An Act authorizing the State Board of Administration to return to the Board of County Commissioners of Bay County, Florida, certain ad valorem tax funds for use by the General Road and Bridge Fund of Bay County, Florida.

Hereby reports that the above Bill has been correctly enrolled and is presented herewith for the signature of the President and Secretary of the Senate.

Very respectfully,

S. A. HINELY,
Chairman of the Joint Committee on Enrolled
Bills on the Part of the Senate.

The Bill contained in the above report was duly signed by the President and Secretary of the Senate in open session, and was ordered to be transmitted to the House for the signature of the Speaker and Chief Clerk of the House of Representatives.

Your Joint Committee on Enrolled Bills, to whom was referred:

Senate Bill No. 362:

A bill to be entitled An Act amending Section 415.19, Florida Statutes, 1941; granting authority to the Judge of any Juvenile Court and any County Judge acting as a Juvenile Judge to permanently commit children under the age of seventeen years to a licensed Child Placing Agency for subsequent adoption; prescribing procedure, including Notice to natural parents or legal guardian; providing for complete termination of rights of natural parents and legal guardian; empowering Agency to consent to subsequent adoption; providing for appeal and limited right to habeas corpus; and repealing laws in conflict herewith.

Senate Bill No. 657:

A bill to be entitled An Act to combine and co-ordinate public health services in Hillsborough County, Florida; to abolish the preventative public health activities of the Health Department heretofore maintained and operated by the City of Tampa, Florida, and providing authority of the part of the City of Tampa for the transfer of facilities, quarters, officers, furniture, equipment, and appurtenances held and used in the operation and conduct of the Public Health Service of the City of Tampa Health Department, to the custody of the Hillsborough County Health Unit; to provide for the appointment of an Advisory Board to the Hillsborough County Health Unit, prescribing its duties; providing for the appropriation of funds by Hillsborough County to pay the cost of maintaining and operating the Hillsborough County Health Unit, for the benefit of the citizens of Hillsborough County and the City of Tampa; and repealing all laws or parts of laws in conflict herewith.

Senate Bill No. 658:

A bill to be entitled An Act validating, approving and confirming all Acts and proceedings taken by, for and on behalf of the Halifax Drainage District, of Volusia County, Florida concerning the validation, issuance and proposed sale and exchange of refunding bonds of said district in principal sum of eighty-four thousand, five hundred dollars (\$84,500) and particularly including refunding resolution authorizing said refunding bonds and assessment and levy of all drainage taxes to pay said refunding bonds, and to validate, approve

and confirm the decree of the Circuit Court of Volusia County, Florida, rendered on the 26th day of March, A. D. 1943, and recorded in the Public Records of said Volusia County, Florida, in chancery order book 89, page 268, validating said refunding bonds, validating, approving and confirming the assessment and levy of all sinking fund and maintenance drainage taxes assessed and levied for said district including such taxes levied under said Chapter 9987, of 1923, Laws of State of Florida, against the lands in said district as described in drainage tax record of Halifax Drainage District of Volusia County, Florida, and said Chapter 9987, validating, approving and confirming the appointment and election of all Supervisors of said district and repealing all laws in conflict herewith.

Hereby reports that the above bills have been correctly enrolled and are presented herewith for the signature of the President and Secretary of the Senate.

Very respectfully,

S. A. HINELY,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

The Bills contained in the above report were duly signed by the President and Secretary of the Senate in open session, and ordered to be transmitted to the House for the signature of the Speaker and Chief Clerk of the House of Representatives.

Your Joint Committee on Enrolled Bills, to whom was referred:

Senate Bill No. 362:

A bill to be entitled An Act amending Section 415.19, Florida Statutes, 1941; granting authority to the Judge of any Juvenile Court and any County Judge acting as a Juvenile Judge to permanently commit children under the age of seventeen years to a licensed Child Placing Agency for subsequent adoption; prescribing procedure, including Notice to natural parents or legal guardian; providing for complete termination of rights of natural parents and legal guardian; empowering Agency to consent to subsequent adoption; providing for appeal and limited right to habeas corpus; and repealing laws in conflict herewith.

Senate Bill No. 657:

A bill to be entitled An Act to combine and co-ordinate public health services in Hillsborough County, Florida; to abolish the preventative public health activities of the Health Department heretofore maintained and operated by the City of Tampa, Florida, and providing authority of the part of the City of Tampa for the transfer of facilities, quarters, officers, furniture, equipment, and appurtenances held and used in the operation and conduct of the Public Health Service of the City of Tampa Health Department, to the custody of the Hillsborough County Health Unit; to provide for the appointment of an Advisory Board to the Hillsborough County Health Unit, prescribing its duties; providing for the appropriation of funds by Hillsborough County to pay the cost of maintaining and operating the Hillsborough County Health Unit, for the benefit of the citizens of Hillsborough County and the City of Tampa; and repealing all laws or parts of laws in conflict herewith.

Senate Bill No. 658:

A bill to be entitled An Act validating, approving and confirming all Acts and proceedings taken by, for and on behalf of the Halifax Drainage District, of Volusia County, Florida, concerning the validation, issuance and proposed sale and exchange of refunding bonds of said district in principal sum of eighty-four thousand, five hundred dollars (\$84,500) and particularly including refunding resolution authorizing said refunding bonds and assessment and levy of all drainage taxes to pay said refunding bonds, and to validate, approve and confirm the decree of the Circuit Court of Volusia County, Florida, rendered on the 26th day of March, A. D. 1943, and recorded in the Public Records of said Volusia County, Florida, in chancery order book 89, page 268, validating said refunding bonds, validating, approving and confirming the assessment and levy of all sinking fund and maintenance drainage taxes assessed and levied for said district including such taxes levied under said Chapter 9987, of 1923, Laws of State of Florida, against the lands in said district as described in drainage tax record of Halifax Drain-

age District of Volusia County, Florida, and said Chapter 9987, validating, approving and confirming the appointment and election of all Supervisors of said district and repealing all laws in conflict herewith.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

S. A. HINELY,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Your Joint Committee on Enrolled Bills, to whom was referred.

House Bill No. 832:

A bill to be entitled An Act declaring it to be a proper county and city governmental purpose, within counties of the State of Florida having not less than ninety-one thousand nor more than one hundred thousand inhabitants by the last Federal census, for such counties to levy and collect a tax of one (1) mill on the dollar on all (except intangible) taxable property within the county for use in economic planning and pursuits and other objects and purposes as provided in the Act; for such counties to return a percentage of such tax collections to the incorporated municipalities of the county; providing for the levy and collection of such tax; providing how the funds deriving from such tax shall be administered, apportioned, distributed and expanded; providing that the Act shall not be operative nor effective unless and until approved by a majority vote of the qualified electors of the county; providing for commitment by the county to levy and collect such tax for a period longer than one (1) year, but not to exceed ten (10) years, if approved by the freeholders in the county who are qualified electors as provided; providing for approving and for freeholder elections; and repealing and retaining certain laws.

House Bill No. 833:

A bill to be entitled An Act relating to the dissolution of Lake Largo-Cross Bayou Drainage District of Pinellas County, Florida, providing for the continuance of maintenance and the enlargement of the drains of said district; the liquidation of its indebtedness and disposition of its assets; the imposing of certain rights and duties upon the Board of County Commissioners of said county in relation thereto, including the optional method of levying a county tax for the purpose of liquidating said district; providing the procedure for dissolution and placing a limitation in which claims shall be brought against the district and repealing all laws in conflict herewith.

House Bill No. 834:

A bill to be entitled An Act relating to the dissolution of Pinellas Park Drainage District of Pinellas County, Florida, providing for the continuance of maintenance and the enlargement of the drains of said district; the liquidation of its indebtedness and disposition of its assets; the imposing of certain rights and duties upon the Board of County Commissioners of said county in relation thereto, including the optional method of levying a county tax for the purpose of liquidating said district; providing the procedure for dissolution and placing a limitation in which claims shall be brought against the district and repealing all laws in conflict therewith.

House Bill No. 841:

A bill to be entitled An Act relating to an airport and landing field in Brevard County; and to authorize and empower the municipalities of Titusville and Cocoa of said county, the Board of County Commissioners, as to the two most northern County Commissioners' Districts of said county, and Special Road and Bridge Districts Nos. 5, 6, 7 and 8 of said county to sponsor and participate in the acquisition, establishment, construction, maintenance, leasing and operation of an airport and landing field and approaches thereto and to use and share in the use of all the powers, rights and privileges conferred upon the several counties and municipalities of the State of Florida under the provisions of the County Airports Act, being Chapter 17708, Acts of 1937, Laws of Florida, and under the provisions of Chapter 23861, Laws of Florida, Acts of 1941, or any other General Law thereto enabling, and to validate all Acts of said cities relating to such airport.

House Bill No. 862:

A bill to be entitled An Act validating and approving the

establishment and operation by the City of Avon Park in Highlands County, Florida, of its Municipal Bus System in said city and its adjacent suburban territory, including the operation of said Municipal Bus System between said city and the bombing range headquarters, located in Polk County, Florida, and a few miles to the northeast of said city, and authorizing and regulating the operation of said Municipal Bus System in the future.

House Bill No. 871:

A bill to be entitled An Act to fix and provide for the compensation of members of the Board of County Commissioners in all counties of the State of Florida having a population of not less than 2,998 and not more than 3,006 according to the Federal census of 1940.

House Bill No. 875:

A bill to be entitled An Act relating to the compensation of the Board of Public Instruction in all counties of the State of Florida having a population of not less than 27,000 and not more than 27,500 according to the Federal census of Florida for 1940.

House Bill No. 876:

A bill to be entitled An Act to validate, ratify and confirm all proceedings had or taken in connection with the creation and organization of Special Road and Bridge District Number Fifteen, Brevard County, Florida; and to authorize the levy and collection of a Special road and bridge tax upon the taxable property within said Special Road and Bridge District.

House Bill No. 947:

A bill to be entitled An Act to repeal Chapter 17512, Special Laws of Florida, Acts of A. D. 1935, same being "An Act to provide for an open and closed season in which it shall be unlawful to take and kill certain wild game birds and wild game animals in Citrus County, Florida, and to provide a penalty for the violation of this Act."

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

S. A. HINELY,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Your Joint Committee on Enrolled Bills, to whom was referred:

House Bill No. 371:

A bill to be entitled An Act relating to the removal of disabilities of married women, prescribing the jurisdiction of Circuit Courts with reference thereto, providing the procedure therefor, and repealing Sections 62.27 to 62.31, inclusive, Florida Statutes, 1941, and all other laws or parts of laws in conflict with this Act.

House Bill No. 736:

A bill to be entitled An Act to amend Section 412.02, Florida Statutes, 1941, so as to permit recipients of Old Age Assistance to work as agricultural workers during the war, and for six months thereafter, without having such assistance discontinued or reduced, and suspending the operation of all laws in conflict for the duration of said amendment.

House Bill No. 879:

A bill to be entitled An Act relating to the salary and compensation of the Probation Officer of Lee County, Florida, and providing that Section 415.12, Florida Statutes of 1941, shall not apply to said Probation Officer.

House Bill No. 901:

A bill to be entitled An Act relating to the Justices of the Peace and the Justice of the Peace Courts; fixing a yearly compensation for the Justices of the Peace; providing for a Clerk or Stenographer of the Justice of the Peace Court; providing that all fees collected shall be trust money and properly deposited in a public depository and delivered to the General Fund of the counties monthly; providing for a report to the County Commission of all fees collected; providing for this Act to apply in all counties of the State having a population of two hundred sixty thousand (260,000) or more according to the last preceding State or Federal census,

whichever may be the later; to repeal all laws in conflict herewith.

House Bill No. 905:

A bill to be entitled An Act relating to the Justices of the Peace and inquests of the dead in all counties of the State having a population of two hundred sixty thousand (260,000) or more according to the last preceding State or Federal census, whichever may be the later; abolishing Coroner's Juries and abolishing Coroner's Fees in such counties; providing that Justices of the Peace shall hold inquests of the dead and to be deemed Coroner without compensation other than their fixed salary as Justices of the Peace; providing the testimony be reduced to writing without compensation other than fixed per annum salary of the Clerk or Stenographer of the Justice of the Peace; providing for Clerk to be a stenographer; providing for the County Health Officer, the County Physician or any of their assistants or deputies to examine the dead or make an autopsy without fee, compensation or reward other than their fixed salary as such County Health Officer, County Physician, assistant or deputy; to repeal all other laws or parts of laws in conflict herewith; to determine, find and declare that the classification of counties as specified in this Act is reasonably justifiable, and not based solely on population but also upon other facts, considerations and circumstances.

House Bill No. 929:

A bill to be entitled An Act to relieve the Clerks of the Circuit Court of all counties of the State, having a population of not less than 6,500 and not more than 6,600, according to the Federal census of 1940, of all liability on account of duplicate payments made from the Road and Bridge Fund of said counties during the year of 1941.

House Bill No. 994:

A bill to be entitled An Act fixing the annual salary of the Tax Assessor and Tax Collector for all counties having a population of not less than 5,400 or more than 5,500, according to the last Federal census and repealing all laws in conflict herewith.

House Bill No. 1005:

A bill to be entitled An Act for the relief of J. B. Durham and D. C. Pickett on account of personal injuries received by them due to a defective bridge located on the Old Sunbeam Road in Duval County; requiring the Board of County Commissioners of Duval County to investigate such claims and to settle the same by payment out of designated funds in such an amount as they may determine, not to exceed \$700.00.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

S. A. HINELY,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Your Joint Committee on Enrolled Bills, to whom was referred:

House Bill No. 988:

A bill to be entitled An Act authorizing all counties of the State of Florida, having a population of not less than 8,000 and not more than 8,500 according to the last preceding Federal census, to levy a tax for the establishment of a County Public Health Unit.

House Bill No. 1008:

A bill to be entitled An Act authorizing the Clerk of the Circuit Court of St. Lucie County, Florida, to cancel certain tax certificates owned by the State of Florida, and certain tax certificates owned by St. Lucie County, Florida, on certain lands located in St. Lucie County, Florida, adjacent to the Court House property in Fort Pierce, Florida, and which lands have been acquired by St. Lucie County, Florida, as an addition to the Court House property.

House Bill No. 334:

A bill to be entitled An Act to make unlawful any lewd, lascivious or indecent assault or act upon or in the presence of a child and providing punishment therefor.

House Bill No. 904:

A bill to be entitled An Act to amend the Miami Sewer Revenue Bond Act, being House Bill No. 333, passed and adopted by the Legislature of the State of Florida at its 1943 Regular Session, and entitled: "An Act authorizing the City of Miami, Florida to construct and to improve, extend, enlarge, reconstruct, maintain, equip, repair and operate a sewage disposal system or systems, either within or without or partly within and partly without the territorial boundaries of the city, and to construct other sewer improvements within the city; prescribing the powers and duties of the City Commission and of the Water and Sewer Board of said city in connection with such construction and the financing thereof; providing for the issuance of revenue bonds of the city, payable solely from revenues, to pay the cost of all or part of such construction; providing that no debt of the city shall be incurred in the exercise of any of the powers granted by this Act; providing for the execution of a trust agreement to secure the payment of such revenue bonds without mortgaging or encumbering any such system; providing for the imposition and collection of rates, fees and charges for the services and facilities rendered by any such sewage disposal system, and for the application of such revenues; authorizing the pledge of surplus water revenues; authorizing the issuance of sewer revenue refunding bonds and of water and sewer revenue bonds; and exempting all such revenue bonds and also the waterworks system and the sewer system, including such sewage disposal systems, from taxation," by inserting a new Section providing for the collection of special assessments levied under the provisions of said Act upon premises not connected with the waterworks system of the city and benefited by the construction of sewer improvements other than a sewage disposal system, and for the collection of charges for the services and facilities furnished by a sewage disposal system to such premises.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

S. A. HINELY,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Your Joint Committee on Enrolled Bills, to whom was referred:

Senate Bill No. 85:

A bill to be entitled An Act authorizing and directing the Secretary of State of Florida, or other State Official or Agency of the State, having charge of any of the publications named in said Act, to furnish without expense to the Library of Congress in Washington, D. C., certain copies of the Acts of the Legislature of Florida for the year 1941 and subsequent years, certain copies of the Journals of the Legislature of Florida for the session of 1941 and subsequent sessions; certain volumes of the Reports of the Supreme Court of Florida beginning with the current volume and continuing as other volumes are issued; certain volumes of the reported Opinions of the Attorney General beginning with the current volume and continuing as other volumes are issued; and copies of each report, study, map or other publication issued during 1941 or subsequent years by any Official, Board or Institution of the State of Florida, where such report, study, map or other publication is available for public distribution.

Senate Bill No. 117:

A bill to be entitled An Act for the relief of Peninsular Realty Investment Company directing and requiring the State of Florida and the County of Collier to refund and repay the money received by each from the sale of certain void tax certificates.

Senate Bill No. 488:

A bill to be entitled An Act authorizing the Sheriffs and Clerks of the Court of the several counties of the State of Florida to pay into the Fine and Forfeiture Fund of the respective counties annually hereafter any or all unclaimed bond moneys and evidence moneys and to provide limitation of the time for making claims therefor.

Senate Bill No. 542:

A bill to be entitled An Act to amend Sections 1 and 6 of Chapter 20215, Laws of Florida, Acts of 1941, entitled: "An Act

to regulate the manufacture, sale, distribution, use and possession of explosives; to require licenses to manufacture, deal in, and possess explosives; and fees for such licenses; providing for the appointment of a licensing authority, and prescribing its powers and duties; requiring reports and records from the manufacturers and dealers in explosives; prohibiting the distribution of explosives to unlicensed persons; providing for the revocation of licenses; providing for an appeal from the decisions of the licensing authority; prescribing penalties for violations of this Act; authorizing the licensing authority to prescribe the rules and regulations under this Act; and repealing Acts and parts of Acts inconsistent with this Act."

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

S. A. HINELY,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Your Joint Committee on Enrolled Bills, to whom was referred:

Senate Bill No. 672:

A bill to be entitled An Act relating to public performing rights in copyrighted musical compositions and dramatico-musical compositions; defining the same; regulating the licensing of same; prescribing filing fees; making provisions for a resident agent in the State; levying a tax on the gross receipts from the licensing of such rights within the State of Florida; providing for the enforcement of this Act; the promulgation of rules and regulations governing the enforcement of this Act; appropriating the proceeds of the tax and fees levied herein; prohibiting radio networks from making certain contracts; allowing combinations of authors, composers and publishers to do business in this State when the right to deal directly with the owner of copyrighted music is preserved to the public; and repealing Sections 543.08, 543.09, 543.16, 543.17, 543.26, 543.28 and 543.34 of Florida Statutes, 1941, relating to musical compositions and combinations restricting the use thereof.

Beg leave to report that the same has this day been presented to the Governor for his approval.

Very respectfully,

S. A. HINELY,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Your Joint Committee on Enrolled Bills, to whom was referred:

Senate Memorial No. 4:

Memorializing the death of the Honorable George F. Westbrook.

Senate Memorial No. 5:

Memorializing and petitioning the office of Price Administration that the "Ceiling Price" on the season's crop of Irish potatoes be not reduced but be continued, comparable with prices fixed on other vegetable food products, etc.

Senate Bill No. 175:

A bill to be entitled An Act for the relief of E. H. Bethea for personal injuries received while employed as a mechanic's helper by the State Road Department of the State of Florida; providing for the payment by the State Road Department of the State of Florida of Compensation for such personal injuries to E. H. Bethea.

Senate Bill No. 355:

A bill to be entitled An Act cancelling all taxes and tax liens in Caloosahatchee Improvement District assessed against lands of the District which have not been sold by the tax collectors of the various counties within the district and against any lands upon which no Caloosahatchee Improvement District Tax Sale Certificate is now outstanding, and preserving as they now exist all outstanding tax sale certificates of the district, and preserving all omitted taxes on lands described in outstanding tax sale certificates of the district.

Senate Bill No. 382:

A bill to be entitled An Act relating to statements of account rendered by banks or trust companies to depositors; prescribing that such statements shall be conclusively pre-

sumed correct unless written objection is made by the depositor within three years; defining the term rendered from which the three year period shall commence to run; authorizing banks and trust companies to destroy statements of account and debit vouchers of depositors who fail to demand them within three years.

Senate Bill No. 383:

A bill to be entitled An Act for the relief of Carl Johns, of Starke, Bradford County, Florida and providing for the payment of certain grocery accounts due him by certain employees of the State Road Department of Florida, from funds of said State Road Department.

Senate Bill No. 402:

A bill to be entitled An Act amending Chapter 28.06 of the Florida Statutes, 1941, empowering the Clerk of the Circuit Court to appoint a deputy or deputies, fixing the Clerk's liability for acts of deputies, and fixing powers of said deputies.

Senate Bill No. 411:

A bill to be entitled An Act to amend Paragraph or Section 653.03 of Florida Statutes of 1941 in reference to limit of indebtedness that may be incurred by any bank or banking company incorporated under the laws of the State of Florida so as to authorize such bank or banking company to borrow money in excess of its capital stock provided that such excess borrowed shall be secured by government bonds.

Senate Bill No. 464:

A bill to be entitled An Act regulating the sale of used watches in order to prevent fraud and deception in the sale thereof, defining used watches, providing for certain records to be kept in connection with the sale thereof and providing penalties for the violation of any of the provisions of this Act.

Senate Bill No. 471:

A bill to be entitled An Act to authorize and empower the City of Jacksonville to make appropriations and donations to the Jacksonville Junior College.

Senate Bill No. 503:

A bill to be entitled An Act amending Section 200.08 Florida Statutes, 1941, relating to the return to the Tax Assessor of tangible personal property for the purpose of taxation, by providing that certain classes of property may be returned according to its replacement or use value, and eliminating the oath in verification of the return as respects such property.

Senate Bill No. 505:

A bill to be entitled An Act cancelling certain State and county tax certificates and taxes and certain city taxes of the City of Jacksonville, Florida, against certain parcels of land in Duval County, Florida, and owned by Duval County and used for County Prison Farm purposes.

Senate Bill No. 524:

A bill to be entitled An Act to amend Chapter 14678 of the Acts of 1931, and Chapter 16884 of the Acts of 1935, relating to the allowance of full expenditure of all monies appropriated to the use of the Duval County School Board.

Senate Bill No. 577:

A bill to be entitled An Act making it unlawful for any foreign Insurance Company to write a policy on the life of a person in the State unless the sale is written or delivered through a licensed Florida agency or agency having territory in Florida.

Senate Bill No. 586:

A bill to be entitled An Act to provide for the planning, designation, establishment, use, regulation, alteration, improvement, maintenance, and vacation of limited access facilities; defining limited access facilities as highways or streets designed for through traffic, and over, from or to which owners or occupants of abutting land or other persons have no right or easement or only a limited right or easement of access, light, air, or view by reason of the fact that their property abuts upon such limited access facility or for any other reason, such highways or streets may be

parkways, from which trucks, buses, and other commercial vehicles shall be excluded, or they may be freeways open to use by all customary forms of street and highway traffic; the acquisition of lands required therefor, the restriction of intersections and control of approaches to public highways or streets; the establishment of local service road; the prohibition of certain Acts thereon and provision for penalties therefor; and for other purposes.

Senate Bill No. 587:

A bill to be entitled An Act authorizing the State Road Department of Florida to aid and assist the United States of America, the Public Roads Administration of the United States, and any other agency or department of the Federal Government in the construction and maintenance of roads and bridges necessary to provide access to military and naval reservations, to defense industries and defense industry sites, and to sources of raw materials, and for replacing existing highways and highway connections shut off from general public use at military and naval reservations and defense industry sites, and for the construction and maintenance of strategic network highways, and for the construction of flight strips, and prescribing the powers, duties and authority of the State Road Department in connection therewith.

Senate Bill No. 568:

A bill to be entitled An Act to amend Section 193.65 of the Florida Statutes, 1941, as amended by Chapter 20936, Acts 1941, relating to the commissions of Assessors of Taxes and Tax Collectors.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

S. A. HINELY,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

House Bill No. 659:

A bill to be entitled An Act to amend Section 54.06, Florida Statutes, 1941, relating to unclaimed funds on deposit with State Treasurer in Court Registry Fund, by providing for the escheatment to the State of Florida of such funds, prescribing the proceedings therefor, and repealing all laws in conflict herewith.

Was taken up.

Senator Barringer moved that the rules be waived and House Bill No. 659 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 659 was read the second time by title only.

Senator Barringer moved that the rules be further waived and House Bill No. 659 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 659 was read the third time in full Upon the passage of House Bill No. 659 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—33.

Nays—None.

So House Bill No. 659 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

House Bill No. 660:

A bill to be entitled An Act to amend Section 731.3, Florida Statutes, 1941, relating to escheats, by requiring the County Judge to notify the Attorney General of estates likely to escheat to the State of Florida.

Was taken up.

Senator Barringer moved that the rules be waived and House Bill No. 660 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 660 was read the second time by title only.

Senator Barringer moved that the rules be further waived and House Bill No. 660 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 660 was read the third time in full.

Upon the passage of House Bill No. 660 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—33.

Nays—None.

So House Bill No. 660 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

House Bill No. 661:

A bill to be entitled An Act to amend Sections 69.04, 69.06 and 69.07, Florida Statutes, 1941, relating to unclaimed funds held by fiduciaries, proceedings for disposition, order for disposition, and duties of State Treasurer and Attorney General with reference thereto, by requiring all fiduciaries to report certain unclaimed funds to the State Treasurer, permitting banks and depositories to proceed under this Act with reference to certain unclaimed funds and deposits, imposing certain duties upon the State Treasurer, State Auditor, and Attorney General with respect thereto, providing for the escheatment of such funds to the State of Florida, and prescribing the procedure therefor.

Was taken up.

Senator Barringer moved that the rules be waived and House Bill No. 661 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 661 was read the second time by title only.

Senator Sheldon offered the following amendment to House Bill No. 661:

At the end of Section 3 of the Bill, add a new Section to be numbered Section 3-A as follows:

Section 3-A. The provisions of this Act shall not apply to funds of municipalities or to municipal boards created by the Statutes of this State.

Senator Sheldon moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Barringer moved that the rules be further waived and House Bill No. 661, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 661, as amended, was read the third time in full.

Upon the passage of House Bill No. 661, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—33.

Nays—None.

So House Bill No. 661 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives.

Senator Brewton moved that House Bill No. 654 be withdrawn from the Committee on Cities and Towns and placed on the Calendar of Bills on Second Reading.

Which was agreed to and it was so ordered.

House Bill No. 912:

A bill to be entitled An Act to provide for the safeguarding, safekeeping and for the receipt and disbursement of public money; to prescribe the duties of county officers and State officers in connection herewith; and to repeal Sections 30.18, 144.08, 193.43, and 839.03, Florida Statutes, 1941, and all other laws in conflict therewith.

Was taken up.

Senator Franklin moved that the rules be waived and House Bill No. 912 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 912 was read the second time by title only.

The Committee on Finance and Taxation offered the following amendment to House Bill No. 912:

In Section 5, line 2, page 5, (typewritten bill) strike out the semi-colon after "\$200.00" and insert the following: "or the insurance coverage provided;"

Senator Franklin moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Finance and Taxation also offered the following amendment to House Bill No. 912:

In Section 3, line 10, (typewritten bill) strike out the words: "a fixed amount not to exceed \$100.00 for making change; provided, that larger amounts may be authorized by the board of County Commissioners for limited periods, when necessary for the efficient operation of the office." and insert in lieu thereof the following: "a fixed reasonable amount not in excess of \$100.00 or the insurance coverage."

Senator Franklin moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Finance and Taxation also offered the following amendment to House Bill No. 912:

In paragraph 3 of Section 1, line 4, strike out the words: "in connection with the" and insert in lieu thereof the following: "as."

Senator Franklin moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Finance and Taxation also offered the following amendment to House Bill No. 912:

In paragraph 2 of Section 1, after the words "by virtue of his office," strike the remainder of the said paragraph and insert in lieu thereof the following: "a period."

Senator Franklin moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Franklin moved that the rules be further waived and House Bill No. 912, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 912, as amended, was read the third time in full.

Pending roll call, Senator Collins moved that the further consideration of House Bill No. 912 be informally passed.

Which was agreed to and it was so ordered.

House Bill No. 865:

A bill to be entitled An Act to provide for the cancellation of all State warrants not presented for payment within one year after issuance thereof; to provide appropriation therefor whenever the warrant so voided is charged against an expired appropriation or against a fund which is no longer operative; and to repeal all laws in conflict therewith, including Sections 291.33-291.36, Florida Statutes, 1941.

Was taken up.

Senator Collins moved that the rules be waived and House Bill No. 865 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 865 was read the second time by title only.

Senator Collins moved that the rules be further waived and House Bill No. 865 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 865 was read the third time in full.

Upon the passage of House Bill No. 865 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Mathews, McArthur, McKenzie, Perdue, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—34.

Nays—None.

So House Bill No. 865 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

The President announced the appointment of Senators Sheldon, Davis, King and Upchurch as the members on the part of the Senate of the Joint Legislative Committee, pursuant to the provisions of Senate Bill No. 651 of the 1943 Session.

Committee Substitute for House Bill No. 437:

A bill to be entitled An Act authorizing and empowering the Courts of Florida to designate banks or trust companies as depositories for assets of estates under their jurisdiction in lieu or reduction of surety bonds required of guardians, curators, executors, administrators, trustees, receivers and other officers, and providing for the duties and powers of such depositories and of those dealing with them.

Was taken up.

Senator Franklin moved that the rules be waived and Committee Substitute for House Bill No. 437 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 437 was read the second time by title only.

Senator Franklin offered the following amendment to Committee Substitute for House Bill No. 437:

Strike out the word: "depository" wherever it appears and insert in lieu thereof the following: "depository."

Senator Franklin moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Clarke offered the following amendment to Committee Substitute for House Bill No. 437:

In Section 1, line 8, (typewritten bill), strike out the words: "safekeeping in the trust department of".

Senator Clarke moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Clarke also offered the following amendment to Committee Substitute for House Bill No. 437:

In Section 3, lines 1 and 2, (typewritten bill), strike out the words: "having a trust department".

Senator Clarke moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Franklin moved that the rules be further waived and Committee Substitute for House Bill No. 437, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Committee Substitute for House Bill No. 437, as amended, was read the third time in full.

Upon the passage of Committee Substitute for House Bill No. 437, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—35.

Nays—None.

So Committee Substitute for House Bill No. 437 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives.

Senate Bill No. 674:

A bill to be entitled An Act amending Section 561.42, Florida Statutes, 1941, providing for limitations of credits and discounts upon the sale of liquors and further defining financial assistance between manufacturers and distributors and vendors.

Was taken up.

Senator Johnson moved that the rules be waived and Senate Bill No. 674 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 674 was read the second time by title only.

Senator Johnson moved that the rules be further waived and Senate Bill No. 674 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 674 was read the third time in full.

Upon the passage of Senate Bill No. 674 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McKenzie, Perdue, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—33.

Nays—None.

So Senate Bill No. 674 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

House Bill No. 251:

A bill to be entitled An Act to amend Section 5, Chapter 19014, Laws of Florida, Acts of 1939, as amended by Section 2, Chapter 20749, Laws of Florida, Acts of 1941 (Section 238.05 Florida Statutes, 1941), relating to membership in State Teachers Retirement System.

Was taken up.

Senator Shuler moved that the rules be waived and House Bill No. 251 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 251 was read the second time by title only.

Senator Shuler moved that the rules be further waived and House Bill No. 251 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 251 was read the third time in full.

Upon the passage of House Bill No. 251 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—35.

Nays—None.

So House Bill No. 251 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Housholder now presiding.

House Bill No. 346:

A bill to be entitled An Act dividing the State of Florida into six (6) Congressional Districts; and prescribing and setting forth the territorial limits and boundaries of each district.

Was taken up.

Senator Franklin moved that the rules be waived and House Bill No. 346 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 346 was read the second time by title only.

Senator Franklin offered the following amendment to House Bill No. 346:

In Section 2, line 1 (typewritten bill), insert the word "Hardee" before the word "Hernando."

Senator Franklin moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Franklin also offered the following amendment to House Bill No. 346:

In Section 7, line 2 (typewritten bill), strike out the word: "Hardee."

Senator Franklin moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senators McArthur, Shands, Wilson, Griner, Sturgis, Black, Collins, Hinely, Lindler and Davis offered the following amendment to House Bill No. 346:

Strike out everything after the enacting clause, and insert in lieu thereof the following:

Section 1. That the State of Florida be and the same is

hereby divided into six (6) Congressional Districts, same to be numbered and designated as District Number One, District Number Two, District Number Three, District Number Four, District Number Five, and District Number Six.

Section 2. The counties of Pinellas, Hillsborough, Polk, Manatee, and Sarasota shall constitute and compose the First Congressional District.

Section 3. The counties of Gadsden, Leon, Wakulla, Jefferson, Madison, Taylor, Hamilton, Suwannee, Lafayette, Dixie, Columbia, Baker, Union, Bradford, Gilchrist, Alachua, Levy, Marion, Lake, Sumter, Citrus, Hernando, Nassau, and Pasco shall constitute and compose the Second Congressional District.

Section 4. The counties of Escambia, Santa Rosa, Okaloosa, Walton, Holmes, Washington, Bay, Jackson, Calhoun, Gulf, Liberty, and Franklin shall constitute and compose the Third Congressional District.

Section 5. The counties of Collier, Dade and Monroe shall constitute and compose the Fourth Congressional District.

Section 6. The counties of Duval, Clay, St. Johns, Putnam, Flagler, Volusia, Seminole, and Orange shall constitute and compose the Fifth Congressional District.

Section 7. The counties of Brevard, Osceola, Indian River, St. Lucie, Martin, Palm Beach, Broward, Hendry, Lee, Charlotte, Glades, Okeechobee, Highlands, DeSoto, and Hardee shall constitute and compose the Sixth Congressional District.

Section 8. That when any new counties are created, such new counties shall compose a part of the Congressional District out of which the territory for such new county is located.

Section 9. That all laws or parts of laws in conflict herewith are hereby expressly repealed.

Section 10. This Act shall take effect at the expiration of the terms of office of the Congressman now serving from the State, provided that at the General Election to be held in 1944 a Congressman shall be elected from each district as by this Act created.

Senator Sturgis moved the adoption of the amendment.

Pending adoption of the amendment offered by Senators McArthur, Shands, Wilson, Griner, Sturgis, Black, Collins, Hinely, Lindler and Davis to House Bill No. 346, Senator Shuler offered the following amendment to the amendment:

In Section 3, line 1 (typewritten bill), strike out the word: "Wakulla".

Senator Shuler moved the adoption of the amendment to the amendment.

Which was agreed to and the amendment to the amendment was adopted.

Pending adoption of the amendment offered by Senators McArthur, Shands, Wilson, Griner, Sturgis, Black, Collins, Hinely, Lindler and Davis to House Bill No. 346, Senator Shuler also offered the following amendment to the amendment:

In Section 4, (typewritten bill), add: "the County of Wakulla".

Senator Shuler moved the adoption of the amendment to the amendment.

Which was agreed to and the amendment to the amendment was adopted.

Pending adoption of the amendment offered by Senators McArthur, Shands, Wilson, Griner, Sturgis, Black, Collins, Hinely, Lindler and Davis to House Bill No. 346, Senators Upchurch and McKenzie offered the following amendment to the amendment:

In Section 6, line 1, strike out the words: "St. Johns, Flagler and Putnam."

Senator Upchurch moved the adoption of the amendment to the amendment.

Upon which a roll call was demanded.

Upon the adoption of the amendment offered by Senators Upchurch and McKenzie to the amendment offered by Senators McArthur, Shands, Wilson, Griner, Sturgis, Black, Collins, Hinely, Lindler and Davis to House Bill No. 346, the roll was called and the vote was:

Yeas—Mr. President; Senators Baker, Beacham, Brewton, Carroll, Clarke, Cliett, Coleman, Franklin, Graham, Housholder, Johnson, Lewis, McKenzie, Rose, Sheldon, Shuler, Upchurch—18.

Nays—Senators Adams, Barringer, Black, Collins, Davis, Griner, Hinely, Lindler, Maddox, Maines, Mathews, McArthur, Perdue, Shands, Sturgis, Taylor, Wilson—17.

So the foregoing amendment offered by Senators Upchurch and McKenzie to the amendment was adopted.

Pending adoption of the amendment offered by Senators McArthur, Shands, Wilson, Griner, Sturgis, Black, Collins, Hinely, Lindler and Davis to House Bill No. 346, Senators Upchurch and McKenzie also offered the following amendment to the amendment:

In Section 3, line 1 (typewritten bill), after the word Nassau add the words: "Flagler, St. Johns, Putnam."

Senator Upchurch moved the adoption of the amendment to the amendment.

Which was not agreed to, so the foregoing amendment offered by Senators Upchurch and McKenzie to the amendment failed of adoption.

Pending adoption of the amendment offered by Senators McArthur, Shands, Wilson, Griner, Sturgis, Black, Collins, Hinely, Lindler and Davis to House Bill No. 346, Senators Baker and Johnson offered the following amendment to the amendment:

In Section 2 (typewritten bill), after Sarasota add Hernando, Citrus, Lake, Pasco and Sumter.

Senator Baker moved the adoption of the amendment to the amendment.

Which was agreed to and the foregoing amendment offered by Senators Baker and Johnson to the amendment was adopted.

Pending adoption of the amendment offered by Senators McArthur, Shands, Wilson, Griner, Sturgis, Black, Collins, Hinely, Lindler and Davis to House Bill No. 346, Senators Baker and Johnson also offered the following amendment to the amendment:

In Section 3 (typewritten bill), strike out Lake, Citrus, Pasco, Sumter and Hernando Counties.

Senator Johnson moved the adoption of the amendment to the amendment.

Which was agreed to and the foregoing amendment offered by Senators Baker and Johnson to the amendment was adopted.

Pending adoption of the amendment offered by Senators McArthur, Shands, Wilson, Griner, Sturgis, Black, Collins, Hinely, Lindler and Davis to House Bill No. 346, Senator Housholder offered the following amendment to the amendment:

In Section 2 (typewritten bill), after Sarasota add "Seminole."

Senator Beacham moved the adoption of the amendment to the amendment.

Which was agreed to and the foregoing amendment offered by Senator Housholder to the amendment was adopted.

Pending further amendment of House Bill No. 346, Senator Rose moved that the rules be waived and when the Senate adjourns today it adjourn to reconvene at 10:30 o'clock A. M., Thursday, June 3, 1943.

Which was agreed to by a two-thirds vote and it was so ordered.

Senator Rose moved that the Senate do now adjourn.

Pending adoption of the motion made by Senator Rose, Senator Franklin moved as a substitution motion that the hour of adjournment be extended until final disposition is made of House Bill No. 346.

Which was not agreed to.

The question recurred on the adoption of the motion made by Senator Rose that the Senate do now adjourn.

Which was agreed to and the Senate stood adjourned at 5:04 o'clock P. M., until 10:30 o'clock A. M., Thursday, June 3, 1943.